# MINUTES OF THE PROCEEDINGS

# OF

# THE COUNCIL

# OF THE

# CITY OF PITTSBURGH

*FOR THE YEAR 1978*

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$862,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, to various 1978 Capital Project Fund accounts for the payment of costs to begin the 1978 Capital Budget and providing for the return of such funds upon receipt of proceeds for the sale of General Public Improvement Bonds for 1978 ..... 222, 274

$1,000.00 from Code Account 1544-1, Chartiers Flood Protection Project to Special Trust Fund C.F.P.P. Chartiers Flood Protection Project/ Operation and Maintenance ..... 254, 289

$1,000,000.00 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Capital Project Fund Account PW 78-14, "Emergency Repairs-Bridges" Department of Public Works; for the payment of costs relating to the 1978 Capital Budget and providing for the return of such funds upon receipt of proceeds from the sale of General Public Improvement Bonds for 1978 ..... 271, 293

$912,820.00 from various Department of Public Works Bond Funds and $24,047.00 from the Department of Water's Bond Fund No. 227 to TOPICS Trust Fund, authorized by Ordinance No. 629, effective December 10, 1973, amending ..... 284, 329

$109,650.00 from Code Account 41, Refunds, Real Estate Tax to Summer Recreation and Transportation Trust Fund (SRTTF) in the Department of Parks and Recreation ..... 324, 374

$500.00 from Code Account 42, Council and City Clerk's Office Contingent Fund to Code Account No. 1838, Recreational Activities, Miscellaneous Services ..... 363, 376

$3,300.00 from Code Account No. 1102, Salaries and Wages, Regular and Temporary Employees, Department of City Planning, to Code Account No. 1119, Miscellaneous Services, Board of Adjustment, for the purpose of payment of services of a professional reporting service ..... 363, 405

$14,000.00 from Code Account 42, Council and City Clerk's Office Contingent Fund to Code Account 1838, Recreational Activities, Miscellaneous Services ..... 397, 448

$1,500.00 from Code Account 1370, Salaries and Wages, Regular and Temporary Employees (1), Department of Housing into Code Account 1371, Miscellaneous Services, Supplies, Repairs and Equipment (2), Department of Housing ..... 398, 448

$80,000.00 from Code Account No. 1423, Equipment, Emergency

## RESOLUTIONS (Continued)

Medical Services, as follows: $40,000.00 to Code Account 1422, Supplies, Emergency Medical Services $40,000.00 to the Emergency Medical Services Communications Project Trust Fund ..... 401, 555

$100,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Dept. of City Treasurer to Code Account No. 30, Refunds, All Other Taxes —Business Privilege Institution and Service Privilege, Parking, Deed Transfer, Earned Income, Personal Property, Amusement, Mercantile, Mercantile License, Occupation, Department of City Treasurer..... 421, 460

$1,350,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, and $750,000.00 from Code Account No. 1471, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Code Account No. 44, Workmen's Compensation Fund ..... 455, 473

$100,000.00 from Code Acount No. 41, Refunds—Real Estate Tax, to Code Account 46, Judgments ..... 506, 557

$10,000.00 within code accounts of the Department of Law ..... 506, 557

$188,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer, to Code Account No. 49, Reserve Fund-Sewage Service Charges—Allegheny County Sanitary Authority, Department of City Treasurer..... 506, 557

$10,000.00 from Code Acount No. 1060, Salaries, Regular Employees, Department of City Treasurer, to Code Account No. 1061, Salaries Temporary Employees, Department of City Treasurer..... 526, 576

$150,000.00 from the various code accounts to Code Account No. 1099-2, Over authorized Wages and Salaries in the Department of Personnel and Civil Service Commission to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000.00 per annum..... 526, 576

$175,000.00 from Code Account 1703 Utilities and Code Accounts 1795 and 1796 Salaries and Wages, Regular Employees to Code Accounts 1700-1 Premium Pay, 1702 Municipal Obligation for Non-City Water Agencies and 1709, Refunds, Water Rents..... 601, 639

$47,000.00 from the Department of Personnel and Civil Service Commission Code Account 1099, Salaries, to Department of Personnel and Civil Service Commission Code Account 1100, Miscellaneous Services and transferring $3,000.00 from Department of Personnel and Civil Service Commission Code Account 1099, Salaries to Code Account 1101, Supplies..... 605, 641

$48,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer, to Code Account No. 53-1, Reserve Fund, Debt Service, Stadium Authority of Pittsburgh ..... 623, 642

$19,000.00 aggregate total of, within code accounts of the Department of Law..... 682, 732

RESOLUTIONS (Continued)

$2,500.00 from Code Account 1049, Supplies to Code Account 1048, Miscellaneous Services ..... 727, 770

$1,000.00 from Code Account 1102, Salaries and Wages, Regular and Temporary Employees to Code Account 1104, Supplies, within the Department of City Planning ..... 802, 872

$6,150,000.00 from the Water Fund to the General Fund of the City of Pittsburgh ..... 803, 853

$21,314.43 from Capital Project Fund PR 78-3, Phipps Conservatory, to the LPWEA Trust Fund ..... 804, 854

$3,000.00 from Code Account 1102, Salaries and Wages, Regular and Temporary Employees to Code Account 1103, Miscellaneous Services ..... 776, 871

$700,000.00 to Code Account No. 1443 Salaries and Wages, Regular and Temporary Employees; $100,000.00 to Code Account No. 1443-4 Premium Pay; and $500,000.00 to Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, from various Code Accounts ..... 821, 894

$250,000.00 from Code Account No. 41, Refunds-Real Estate Taxes; $290,000.00 from Code Account No. 44-1, Unemployment Compensation Fund; $100,000.00 from Code Account No. 57, Social Security Fund, Department of City Treasurer, to Code Account No. 44, Workmen's Compensation ..... 827, 855

$6,500.00 from Code Account 1004-Newspaper Advertising to Code Account 1006-Equipment, City Clerk's Office ..... 827, 874

$8,500.00, aggregate sum of, from Code Account 42, Contingent Fund, Refunds, Reserves, Emergency Salaries and Wages—$3,300.00 and Code Account 101, Allegheny League of Municipalities Grants and Donations, $5,200.00 to Code Account 98, Magic Carpet, Incorporated, Grants and Donations ..... 870, 897

$1,000.00 from Code Account 1046, Salaries and Wages, Regular Employees to Code Account 1052, Inspection, Department of City Controller ..... 871, 917

$2,000.00 from Code Account No. 1024, Supplies, Municipal Courts to Code Account No. 1024-2, Constable's Warrant Fund, Municipal Courts, Department of the Mayor ..... 871, 918

$3,000.00 from Code Account No. 42, Contingent Fund to Code Account 1027-3, Miscellaneous Services, Housing Clinic ..... 909, 937

**Funds, Parks and Recreation, Department of**

$9,000.00 from Code Account 42, City Council and City Clerk's Office Contingent Fund, to Code Account 1838, Miscellaneous Services, Department of Parks and Recreation, Bureau of Recreational Activities ..... 257, 290

$18,000.00 to the Open School Program Trust Fund (OSPTF), $9,000.00

RESOLUTIONS (Continued)

from Code Account 1839, Supplies and Materials, Bureau of Recreational Activities, and $9,000.00 from Code Account 41, Real Estate Tax Refunds ..... 257, 290

$4,000.00 from Code Account 1818-Wages, Regular and Temporary Employees, to Code Account 1828-1 Premium Pay ..... 401, 449

$5,000.00 from Code Account No. 1830, Salaries and Wages, Regular Employees, to Code Account No. 1842, Equipment ..... 505, 556

$10,000.00 to Code Account 1851-1, Premium Pay from Code Account 1850, Salaries, Regular Employees, all within the Zoological Park Commission ..... 656, 711

$27,000.00 from Code Account 1825—Wages, Regular and Temporary Employees to Code Account 1800-1, Premium Pay ..... 682, 730

**Funds, Police, Department of**

$1,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, to Code Account No. 1455-6, Refunds for Uniforms ..... 187, 229

$30,000.00 from Code Account 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to Code Account No. 1443-6, In-Grade Pay, Department of Police ..... 619, 658

$61,000.00 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to the following accounts: Code Account No. 1447, Miscellaneous Services—$60,000.00, Code Account No. 1461, Repairs—$1,000.00 ..... 653, 709

$66,000.00 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to the following accounts: Code Account No. 1443-4, Premium Pay—$60,000.00, Code Account No. 1443-6, In-Grade Pay—$6,000.00 ..... 867, 917

**Funds, Supplies, Department of**

$20,000.00 from Code Account No. 1411, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, to Code Account No. 1126-1, Premium Pay, General Office ..... 187, 229

$90,000.00 from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated: $50,000.00 to Code Account No. 1149—Tires, Tubes, Chains, $20,000.00 to Code Account No. 1150—Outside Repairs, $20,000.00 to Code Account No. 1128—Miscellaneous Services ..... 434, 531

$100,000.00 from Code Account No. 1144, Gasoline and Diesel Oil to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment, Department of Supplies ..... 471, 507

$5,000.00 from Code Account No. 1126, Salaries, Regular and Temporary Employees, General Office, to Code Account No. 1126-1 Premium Pay, General Office and also transferring $10,000.00 from Code

RESOLUTIONS (Continued)

Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment to the following code accounts: $5,000.00 to Code Account No. 1126-1, Premium Pay, General Office and $5,000.00 to Code Account No. 1147, Materials, Bureau of Automotive Equipment, Department of Supplies ..... 603, 639

$107,000.00 from Code Account No. 1154, Motorized Equipment, Bureau of Automotive Equipment to the following Code Accounts as indicated: $27,000.00 to Code Account No. 1150, Outside Repairs-Contract Bureau of Automotive Equipment, $50,000.00 to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment and $30,000.00 to Code Account No. 1128, Miscellaneous Services, General Office ..... 637, 709

$10,000.00 from Code Account No. 1126, Salaries, Regular and Temporary Employees, General Office to Code Account No. 1126-1, Premium Pay, General Office ..... 765, 807

$65,000.00 transferring from and to various Code Accounts within the Department of Supplies ..... 847, 894

**Funds, Transfer of**

Council will not vote favorably, money from salary code accounts into supply and equipment code accounts except in extreme emergencies ..... 822

**Funds, Water, Department of**

$15,000.00 from Code Account 1714, Materials to Code Account 1706, Equipment ..... 321, 374

$45,000.00 from Code Account 1714, Materials to Code Account 1701 Miscellaneous Services and Repairs ..... 601, 639

$175,000.00 transferring from and to Code Accounts within the Department of Water ..... 656, 711

$30,000.00, from and to Code Accounts within the Department of Water ..... 846, 874

$10,000.00 transferring from and to Code Accounts within the Department of Water ..... 846, 875

**Funds, Works, Department of Public**

$30,000.00 from Code Account 1608, Salaries and Wages—Regular Employees, to Code Account 1612-5, Rental of Equipment ..... 44, 95

$50,000.00 from Code Account No. 1608, Salaries and Wages, Regular Employees, to Code Account No. 1501, Premium Pay ..... 363, 405

$90,000.00 from and to—Code Accounts within the Bureau of Operations ..... 595, 625

$56,000.00 transferring, from and to various Code Accounts within the Department of Public Works ..... 801, 852

$15,000.00 from Code Account 1646, Repairs, to Code Account 1644,

RESOLUTIONS (Continued)

Supplies, both accounts within the Traffic Control Division ..... 886, 934

**Fuqua, David M. and Elena**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh, for the sale of Parcel 84, 13th Ward, Redevelopment Area No. 19, approving ..... 242, 276

**GAF Corporation**

See, "Warrants" ..... 655, 710

**GMC Truck & Coach Division, General Motors Corporation**

See, "Warrants" ..... 636, 685

**GMC Truck and Coach Division**

See, "Warrants" ..... 174, 210

**Gacon Construction Company**

See, "Warrants" ..... 184, 228
See, "Warrants" ..... 303, 341
See, "Warrants" ..... 303, 341
See, "Warrants" ..... 632, 684

**Gage Company**

See, "Warrants" ..... 63, 114

**Gage, James F.**

See, "Pittsburgh Cable Communications Advisory Committee" ..... 928

**Gaines, Lorna L.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcels 76, 76a and 76b, 13th Ward, Redevelopment Area No. 19, approving ..... 365, 409

**Galilee Baptist Church**

See, "Property" ..... 270, 318

**Gallagher, John A. and Jane B.**

See, "Property" ..... 128, 166

**Gallick, Regis**

See, "Warrants" ..... 604, 640

**Ganaway, Broughton and Carrie**

See, "Property" ..... 67, 122

**Garner, Yvonne**

Contract for Disposition of Land with Urban Redevelopment Authority of

RESOLUTIONS (Continued)

Pittsburgh for the sale of Parcel 216a, 21st Ward, Redevelopment Area No. 27, approving ..... 66, 118

**Garrett, Jessie L. and Annie Bell**

See, "Property" ..... 457, 495

**Garrison, Robert D. and Lillian Mae**

See, "Property" ..... 67, 122

**Garrow, William**

See, "Warrants" ..... 458, 491

**Gastner, James W. and Virginia R.**

See, "Property" ..... 340, 388

**Gates, McDonald and Company**

See, "Agreement with" ..... 914, 956

**Gather, Gwendolyn**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 188, 21st Ward, Redevelopment Area No. 27, approving ..... 46, 101

**General Obligation Bonds of 1978, Series A**

$14,000,000.00 principal amount of, determining and authorizing the advertisement of, for the purpose of financing a portion of the cost of the acquisition and construction of the City of Pittsburgh's 1978 Capital Improvement Program; ..... 258, 290, 308

**General Obligation Bond Anticipation Notes of 1978, Series A**

$2,403,000.00, principal amount, authorizing the solicitation of proposals for, providing for the payment of the expenses of such sale and repealing inconsistent resolutions ..... 527, 576

**Generett, William O., M.D.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcels 71, 72 and 73, 21st Ward, Redevelopment Area No. 27, approving ..... 47, 102

**Gentile, Michael R.**

See, "Warrants" ..... 488, 533

**George, Larry C. and Christine E.**

See, "Property" ..... 340, 389

**George, Marcella**

Contract for Disposition of Land with Urban Redevelopment Authority

RESOLUTIONS (Continued)

of Pittsburgh for the sale of Parcel 26C, 5th Ward, Redevelopment Area No. 32, approving ..... 153, 199

**Ghafoor, Talib**

Property on 1839 Howard Street, sale of authorized by Resolution No. 1062, approved November 4, 1977, repealing ..... 777, 836

**Giangerio, Vincent**

See, "Warrants" ..... 244, 273

**Gibbs, George F. and Olga**

See, "Warrants" ..... 368, 406

**Gibson, Dewey F. and Bertha**

See, "Property" ..... 366, 413

**Gibson, Maurice K. and Laura J.**

Property on Canopolis Street, sale of authorized by Resolution No. 956, approved October 5, 1977, repealing ..... 655, 718

**Gigante, Vincent A., Sr.**

See, "Agreement with" ..... 93, 135

**Gilbert, Geraldine**

See, "Arrington, Bernice and Lawrence" ..... 844, 899

**Gilbert, Sally**

See, "Warrants" ..... 604, 640

**Giles, William J. and Wilma J.**

See, "Property" ..... 846, 902

**Gilkes, Eresby A.**

Property, sale to, located on 925 Montooth St., authorized by Resolution No. 1164, approved November 25, 1977, amending ..... 35, 86

**Gillece, James R. and Theresa M.**

See, "Property" ..... 49, 106

**Gnipp, Jerome J. and Maureen**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 12C, 28th Ward, in Redevelopment Area No. 24, approving ..... 704, 771

**Goldberg, Lee H.**

See, "Harris, Franco" ..... 90, 133

**Golden Triangle Construction Company**

See, "Warrants" ..... 125, 159
See, "Warrants" ..... 653, 709

RESOLUTIONS (Continued)

**Goldston, Edward M.**

See, "Property" ..... 932

**Goodson, Ila E.**

See, "Watkins, Lorraine G." ..... 824, 880

**Goodwill Industries of Pittsburgh, Inc.**

See, "Agreement with" ..... 870, 897

**Goodwin, Charles W.**

See, "Granting Right to" ..... 420, 460

**Gordon, Fletcher and Margaret**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 26A, 5th Ward, Redevelopment Area No. 32, approving ..... 153, 190

**Gordon, LeRoy, et al**

Property on Fargo Street, sale of authorized by Resolution No. 910, approved November 15, 1976, repealing ..... 746, 787

**Gordon's Furniture Company**

See, "Warrants" ..... 604, 640

**Gould, Mrs. Ella May**

See, "Property" ..... 270, 318

**Governor's Justice Commission**

See, "Warrants" ..... 257, 289

**Graham, Albertha**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 175, 21st Ward, in Redevelopment Area No. 27, approving ..... 521, 582

**Graham, Walter C. and Anna**

See, "Property" ..... 505, 569

**Grant, Accepting from**

Mellon, Richard King Foundation, for the conducy of a study of neighborhoods ..... 152, 177, 221, 262

**Granting Application of**

Portec, Incorporated, RMC Division, for water supply outside the City of Pittsburgh ..... 601, 645

**Granting Privilege and License to**

Allied Health Careers, its successors or assigns, to construct, maintain

## RESOLUTIONS (Continued)

and use at its own cost and expense, a ramp for the handicapped on portion of sidewalk of Ninth Street ..... 725, 771

Cinemette Theatres, Inc., owner of the Stanley Theatre, Penn Avenue and Seventh Street, its successors and assigns, to continue, maintain and use, at their own cost and expense, for duration of the present structure, that portion of the Stanley Theatre encroaching on Penn Avenue and Seventh Street ..... 363, 407

Davies, Miss Reta, owner of property at 1516 Antrim Street, 27th Ward, to encroach upon an Unnamed Way ..... 398, 450

Dillon Office Furniture Company, its successors and assigns, to construct, maintain and use, at its own cost and expense, footers extending into Liberty Avenue for its proposed warehouse ..... 502, 560

Port Authority of Allegheny County, to construct, maintain and use certain wall structures encroaching on and under a portion of Potter Street, in the 7th Ward ..... 420, 461

Port Authority of Allegheny County, to construct, maintain and use certain wall structures encroaching on and under a portion of Center Avenue, 8th Ward ..... 420, 461

Prudential Realty Company, owner of property at 700 Fifth Avenue, its successors or assigns, to construct, maintain and use, at its own cost and expense, a circular planter in the sidewalk area of the intersection of Fifth Avenue and Diamond Street ..... 502, 560

**Granting Right to**

Goodwin, Charles W., to construct and maintain a building over sewer lines on property in the 7th Ward ..... 420, 460

**Grate, Gloria Golden**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 73, 13th Ward, Redevelopment Area No. 19, approving ..... 365, 409

**Gray, Edward and Anna Lee**

See, "Property" ..... 707, 754

**Great House Sale Program**

Contract for Disposition of Land with winners of and Urban Redevelopment Authority of Pittsburgh ..... 399, 451

Residents of the specific area affected, providing, with the first opportunity to purchase suitable housing in ..... 975

See, "Urban Redevelopment Authority of Pittsburgh" ..... 399, 451

**Greater Hazelwood Redevelopment Project**

Resolution No. 953 of 1976, approved November 22, 1976, amending ..... 399, 451

**Greenlee, Nadine**

See, "Warrants" ..... 244, 273

RESOLUTIONS (Continued)

**Grguras, Anthony and Arlene L.**

See, "Property" ..... 143, 181

**Griffin, William and Maxine**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 26B, 5th Ward, Redevelopment Area No. 32, approving ..... 153, 199

**Grimm, Nancy Lelah**

See, "Warrants" ..... 549, 578

**Grinage, Terry L.**

See, "Property" ..... 433, 477

**Grochmal, Joseph F.**

See, "Property" ..... 154, 201

**Group Home**

See, "Conditional Use, Approving" ..... 21, 54

**Grunstra, Neale S.**

See, "Deed, Conveying to" ..... 599, 647
See, "Property" ..... 173, 216

**Gruntz, Charles and Clara**

See, "Warrants" ..... 94, 131

**Guercis, Frederick M. and Maryann**

See, "Property" ..... 128, 167

**Guido, Rocco**

See, "Warrants" ..... 174, 211

**Guili, Umberto**

See, "Property" ..... 323, 386

**Guthery, Armstead**

See, "Sinking Fund Commission" ..... 391, 440

**Hamburg, D. R. Associates**

See, "Warrants" ..... 745, 779

**Hamilton, Edward B.**

Contract for Disposition of Land with Karen A. Bonner and Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 22, 21st Ward, Redevelopment Area No. 27, approving ..... 47, 102

**Hamlin, Ocie, Jr. and Velma**

Property on Ingot Avenue, sale of authorized by Resolution No. 271,

RESOLUTIONS (Continued)

approved July 3, 1975, repealing ..... 92, 136

**Hamm, William**

See, "Property" ..... 285, 333

**Hanechak, Rudolph**

See, "Property" ..... 803, 862, 880

**Hankins, Phyllis**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 27B, 5th Ward, Redevelopment Area No. 32, approving ..... 154, 199

**Hanlon Electric Company**

See, "Warrants" ..... 656, 711

**Hanner, Gloria M.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 57, 5th Ward, in Redevelopment Area No. 32, approving ..... 35, 83

**Harbor Isle Management, Inc.**

See, "Warrants" ..... 187, 230

**Harper, Ernest and Geraldine M.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh, for the sale of Block 26-P Lot 120, 5th Ward, approving ..... 242, 276

**Harrell, Alexander and Barbara LaBree**

See, "Property" ..... 340, 388, 470, 514

**Harrington, Jacqueline**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 55, 21st Ward, Redevelopment Area No. 27, approving ..... 65, 118

**Harris, Franco**

Contract for Disposition of Land with Lee H. Goldberg, as tenants-in-common, with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 66A, 3rd Ward, Redevelopment Area No. 31, approving ..... 90, 133

**Harris, Joseph Jr.**

See, "Property" ..... 400, 453

**Hartford Insurance Group**

See, "Warrants" ..... 373, 423

RESOLUTIONS (Continued)

**Hatchett, Louise**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 28B, 5th Ward, Redevelopment Area No. 32, approving ..... 154, 199

**Hatzidakis, Peter William and Darlene P.**

See, "Property" ..... 655, 720

**Hayes, Laird G.**

See, "Warrants" ..... 306, 342

**Hazlip, Luis**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcels 62 and 65, 21st Ward, Redevelopment Area No. 27, approving ..... 65, 118

**Heard, Ronald J.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 176, 21st Ward, Redevelopment Area No. 27, approving ..... 65, 118

**Heinrichs, Hugo O. and Mary E.**

See, "Property" ..... 400, 453

**Helbig, Edward and Janet**

See, "Property" ..... 523, 590

**Hemp, Donna J.**

Property on Chaucer Street, sale of authorized by Resolution No. 954, approved October 5, 1977, repealing ..... 706, 754, 845, 901

**Hende-Jon Furniture Showrooms, Inc.**

See, "Warrants" ..... 22, 51

**Herman, John C. and Dorothy J.**

See, "Property" ..... 305, 349

**Herring, James R. Jr.**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 52, 21st Ward, Redevelopment Area No. 27, approving ..... 65, 117

**Herring, Jane**

See, "Property" ..... 655, 718

**Herrmann Printing and Lithographing Inc.**

See, "Property" ..... 400, 453

RESOLUTIONS (Continued)

**Herr's Island Packing Company**

Urban Redevelopment Authority of Pittsburgh, authorizing to acquire from ..... 242, 276

**Hertzig, Anthony and Veronica**

See, "Property" ..... 366, 413

**Hess, John J. and Linda B.**

Property, sale of, located on Stafford Street, authorized by Resolution No. 1240, approved December 19, 1977, amending ..... 36, 86

See, "Property" ..... 747, 788

See, "Property" ..... 764, 817

**Hester, Willie J.**

See, "Property" ..... 400, 453

**Hevenor, Engel P.**

See, "Bock, Josephine M." ..... 34, 82

**Hilbert, Hansel and Barbara L.**

See, "Property" ..... 339, 388, 471, 514

**Hill Cultural Center**

Property on Centre Avenue, 5th Ward, sale of authorized by Resolution No. 42, approved February 15, 1974, repealing ..... 91, 136

**Hill District Citizens Development Corporation**

Agreement with, authorized by Resolution No. 1305, approved December 30, 1977, amending ..... 527, 577

See, "Agreement with" ..... 910, 968

**Hill House Association, Inc.**

See, "Agreement with" ..... 910, 968

See, "Agreements with" ..... 398, 452

See, "Property, Leasing from" ..... 823, 863

**Hill, Richard H. and Sylvia**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 10a, 5th Ward, Redevelopment Area No. 32, approving ..... 338, 384

**History and Landmarks Foundation**

See, "Agreement with" ..... 637, 685

**Hodge, Pauline**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 46b, 13th Ward, in Redevelop-

RESOLUTIONS (Continued)

ment Area No. 19, approving ..... 745, 783
Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 46a, 13th Ward, in Redevelopment Area No. 19, approving ..... 911, 969

**Holden, Gus and Sandy Lee**

See, "Property" ..... 67, 122

**Holland, Harold**

Contract for Disposition of Land with Urban Redevelopment Authority of Pittsburgh for the sale of Parcel 35, 21st Ward, Redevelopment Area No. 27, approving ..... 65, 117

**Holmes, Robert T.**

Property on Trent Street, sale of, authorized by Resolution No. 52, approved February 5, 1976, repealing ..... 66, 121

**Holy Ghost Fathers**

See, "Honoring and Recognizing" ..... 697

**Holy Family Institute**

Agreement for implementation of the Comprehensive Employment and Training Act, authorized by Resolution No. 1069, approved November 10, 1977, amending ..... 68, 115

**Holyfield, Fred Jr.**

Property on Armorhill Street, sale of authorized by Resolution No. 456, approved May 4, 1977, repealing ..... 143, 181

**Home Repair Loans**

Extending expiration date by amending Resolution No. 927 approved November 29, 1976 ..... 44, 98

**Honoring**

Duquesne University, in the celebration of its Centennial Year ..... 697
See, "McDaniel, Norwood A." ..... 138

**Honoring and Recognizing**

Holy Ghost Fathers, as founders of Duquesne University ..... 697

**Horan, Michael P. and Alice**

See, "Property" ..... 92, 137

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Anderson, Roosevelt and Leatha Anderson, his wife, authorizing the sale of property on 6308 Joseph Street, 12th Ward, for the sum of $700.00 ..... 420, 463
Andrews, Francis W. and Donna Lou, authorizing the sale of property on Queensbury Street, 28th Ward, for the sum of $2,200.00 ..... 92, 137
Appel, Robert D. Sr. and Mary Ann Appel, his wife, authorizing the sale of a lot on Tonopah Street, 19th Ward, for the sum of $500.00 .... 681, 736
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Artinger, Walter, authorizing the sale of property on Wymore Street, 20th Ward, for the sum of $1,500.00 ..... 67, 123

Auen, Wilfrid A. and Helen M. Auen, authorizing the sale of a lot on Saranac Street, between Mackinaw and Neeld, 19th Ward, for the sum of $550.00 ..... 487, 541

Bailey, G. Alvin, authorizing the sale of lots on Grator Street, 20th Ward, for the sum of $300.00 ..... 185, 234

Baker, Alvin L. and Bernelia A. Baker, his wife, authorizing the sale of a lot in the rear of Gearing Avenue, corner Sylvania Street, 18th Ward, for the sum of $1,000.00 ..... 681, 735

Baleno, Frederico and Rose Baleno, his wife, authorizing the sale of a lot on Lenora Street, 12th Ward, for the sum of $300.00 ..... 48, 105

Ballard, Floyd J. and Pearl J. Ballard, his wife, authorizing the sale of land on Upland Street, 13th Ward, for the sum of $400.00 ..... 681, 735

Balzer, Edward J. and Deborah L. Balzer, authorizing the saleof 2 lots on Welsh Way, between Manor and Birmingham Avenue, 17th Ward, for the sum of $250.00 ..... 36, 86

Bantt, Moris Lee and Geraldine M. Bantt, authorizing the sale of property on Gearing Street, 18th Ward, for the sum of $700.00 ..... 113, 149

Beatty, Richard D. Sr. and Norene M. Beatty, his wife, authorizing the sale of vacant land on Herschel Street between Lindsay and Weaver, 20th Ward, for the sum of $2,500.00 ..... 173, 216

Benhart, John W., authorizing the sale of property on N. Charles Street, 25th Ward, for the sum of $1,700.00 ..... 185, 234

Berdes, Richard T. and Dolores A. Berdes, his wife, authorizing the sale of a lot on the Boulevard to Parallel Avenue, 29th Ward, for the sum of $150.00 ..... 889, 944

Berecky, Dennis P. and Helen T., authorizing the sale of property on Perrysville Avenue, 25th Ward, for the sum of $750.00 ..... 23, 61

Best, Robert T. and Phyllis J. Best, his wife, authorizing the sale of property at the rear of Straka Street, No. 1430, 28th Ward, for the sum of $20,000.00 ..... 869, 926

Bianchi, Samuel A. and Theresa H. Bianchi, his wife, authorizing the sale of a lot on the rear of Tonopah corner of Belasco Avenue, 19th Ward, for the sum of $200.00 ..... 421, 463

Binnie, William A. and Stella Binnie, his wife, authorizing the sale of a lot on Holmes Street between 52nd and McCandless Streets, 10th Ward, for the sum of $150.00 ..... 142, 180

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Blue Jay Chrome Products, Inc., authorizing the sale of a lot on Brushton Avenue, 13th Ward, for the sum of $250.00 ..... 400, 453

Blue Jay Chrome Products Inc., authorizing the sale of a lot in the rear of Brushton Avenue, 13th Ward, for the sum of $1,250.00 ..... 634, 694

Black, Thomas E., authorizing the sale of a lot on Weiser Way, 24th Ward, for the sum of $150.00 ..... 681, 736

Bogaski, Robert L. and Marjorie M. Bogaski, his wife, authorizing the sale of vacant land on Holyoke Street, 25th Ward, for the sum of $600.00 ..... 36, 87

Bolden, Jessee E. and Jean D. Bolden, his wife, authorizing the sale of lots on Webster Avenue, 5th Ward, for the sum of $1,500.00 ..... 128, 166

Bondi, John J. and Gloria K. Bondi, his wife, authorizing the sale of land on Cagwin Street, 20th Ward, for the sum of $600.00 ..... 656

Boswell, Geraldine, authorizing the sale of a lot on Monticello Street, 13th Ward, for the sum of $250.00 ..... 366, 413

Bovard, Ronald G. and Frances M. Bovard, his wife, authorizing the sale of vacant land on Kennett Place, 4th Ward, for the sum of $150.00 ..... 304, 348

Boykin, Willie Lenn and Gwendolyn Boykin, his wife, authorizing the sale of property on Finance Street, 13th Ward, for the sum of $850.00 ..... 285, 333

Bradley, Helen E., Norbert F. and Thomas R. Joint Tenants with rights of survivorship, but not as tenants in common, authorizing the sale of a lot on Wadlow Street, 27th Ward, for the sum of $300.00 ..... 505, 569, 634, 693

Bradley, John F., authorizing the sale of a lot on Rostock Street, 24th Ward, for the sum of $150.00 ..... 912, 974

Brandi Custom Services, authorizing the sale of a lot on Dawson Street, 4th Ward, for the sum of $1,000.00 ..... 339, 388

Breit, Albert J. and Naomi J. Breit, his wife, authorizing the sale of vacant land on Elmdale and Shadyhill Road, 28th Ward, for the sum of $1,500.00 ..... 128, 166

Bretzin, Elizabeth J., authorizing the sale of property on Dinwiddie Street, 3rd Ward, for the sum of $750.00 ..... 655, 718

Brown, Jerry, authorizing the sale of property on 2347 Center Avenue, 5th Ward, for the sum of $900.00 ..... 911, 973

Brozenich, Paul William, authorizing the sale of property on 6636 Butler Street, 10th Ward, for the sum of $3,200.00 ..... 932

Bruno, Robert A., authorizing the sale of property on 1314 Chartiers Avenue, 20th Ward, for the sum of $1,000.00 ..... 869, 926

Bryan, Donald S. and Stephanie M. Bryan, his wife, authorizing the sale of a lot in the rear of Andover Terrace, 5th Ward, for the sum of $150.00 ..... 803, 861

## RESOLUTIONS (Continued)

Bryant, John and Lucy M., authorizing the sale of property on Estella Street, 18th Ward, for the sum of $400.00 ..... 67, 122

Burke, John F. and Elizabeth Burke, his wife, 1/2 interest and Michael Burbash Jr. and Mary Jane Burbash, his wife, 1/2 interest to a lot on Beech Avenue between Galveston Street and Hope Way, 22nd Ward, for the sum of $4,100.00 ..... 340, 388

Burney, Wallace D., authorizing the sale of land on Hermitage Street, 13th Ward, for the sum of $200.00 ..... 143, 180

Butler, Joseph H., authorizing the sale of a lot on Merwyn Avenue, 20th Ward, for the sum of $150.00 ..... 505, 569

Cade, Robert Franklin, authorizing the sale of property on 7020 Hamilton Avenue, 13th Ward, for the sum of $1,500.00 ..... 746, 787

Campagne, Lorraine, authorizing the sale of lots on Coast Avenue, 19th Ward, for the sum of $1,500.00 ..... 143, 180

Cardiff, Marlene L., authorizing the sale of a lot in the rear of Love Street, 14th Ward, for the sum of $800.00 ..... 339, 388, 471, 514

Carr, Richard R., authorizing the sale of seven lots on Rue Grande Vue Avenue, 20th Ward, for the sum of $2,800.00 ..... 243, 279, 420, 463

Cavanaugh, Keith E. and Ruth A. Cavanaugh, his wife, authorizing the sale of lots on Alvin Street, 15th Ward, for the sum of $775.00 ..... 487, 540

Chambers, Edgar M. and Loretta E. Chambers, his wife, authorizing the sale of property on 28 Marne Way, 19th Ward, for the sum of $4,000.00 ..... 845, 902

Cherry, Peter D. and Anne E. Cherry, his wife, authorizing the sale of a lot on dead line rear Brownsville Road, 29th Ward, for the sum of $200.00 ..... 764, 817

Church of God in Christ, Gordon E. Vaughn, Bishop, authorizing the sale of land on Brackenridge Street, 5th Ward, for the sum of $400.00 ..... 706, 754

Cinowalt, Daniel P., authorizing the sale of land on Meridan Street, 20th Ward, for the sum of $1,150.00 ..... 600, 649

Clemons, Gladys O., authorizing the sale of property located at 723 Clarissa Street, 5th Ward, for the sum of $2,000.00 ..... 324, 387

Colaizzi, Daniel J. and Hope E. Colaizzi, his wife, authorizing the sale of a lot on rear Lorigan Street, 8th Ward, for the sum of $150.00 ..... 285, 332

Collier, Rudy Lee, authorizing the sale of a lot on Trent Street, 5th Ward, for the sum of $200.00 ..... 746, 787

Community Baptist Church of the Mount, authorizing the sale of lots on Grace Street, 19th Ward, for the sum of $2,380.00 ..... 48, 105

Conlon, Regis J. and Josephine F. Conlon, his wife, authorizing the sale of lots on Merwyn Avenue, 20th Ward, for the sum of $725.00 ..... 523, 590

## RESOLUTIONS (Continued)

Conners, Richard P. and Lynn M. Connors, his wife, authorizing the sale of a lot on Keever Street, 28th Ward, for the sum of $350.00 ..... 222, 264

Connolly, Ira M. and Jeanne F. Connolly, his wife, authorizing the sale of property on Greencove Street, 31st Ward, for the sum of $375.00 .. 244, 279

Cordero, Gilbert and Gilbert Cordert II, Joint Tenants with Right of Survivorship, but not as Tenants in Common, authorizing the sale of a lot on Herbert Way, 15th Ward, for the sum of $150.00 ..... 487, 540

Craddock, Richard L., authorizing the sale of a lot on Joseph Street, 12th Ward, for the sum of $500.00 ..... 706, 754

Crawford, Carl S. and Nancy J. Crawford, his wife, authorizing the sale of a lot on Charles Street, 30th Ward, for the sum of $1,200.00 ..... 400, 454

Crawley, David A. and Diane Crawley, his wife, authorizing the sale of land on Glasgow Street, 20th Ward, for the sum of $400.00 ..... 305, 349

Crayton, Rosalie, authorizing the sale of property on Susquehanna Street, 13th Ward, for the sum of $300.00 ..... 23, 60

Creech, Kenneth W. and Marlene R. Creech, his wife, authorizing the sale of land on Sweetbriar Street corner of Virginia and Meta Streets, 19th Ward, for the sum of $1,400.00 ..... 932

Cunningham, Daisy M., authorizing the sale of a lot on Goebel Street, 21st Ward, for the sum of $150.00 ..... 656, 720

Dailey, Ralph and Gertrude Dailey, his wife, authorizing the sale of a lot on Barry Street, 16th Ward, for the sum of $250.00 ..... 48, 105

Daniels, Jennie, authorizing the sale of property on Bloomer Way, 5th Ward, for the sum of $400.00 ..... 67, 122

Daniels, Junius, authorizing the sale of property on 39 Perry Street, 5th Ward, for the sum of $2,500.00 ..... 366, 413

Daniels, Robert and Barbara Daniels, his wife, authorizing the sale of a lot on Erin St., 5th Ward, for the sum of $750.00 ..... 173, 215

Davidson, Raymond and Dorothy M. Davidson, his wife, authorizing the sale of a lot on Heidkamp Way corner Lacona Avenue, 29th Ward, for the sum of $250.00 ..... 367, 414

Davis, Howard and Jo Ann K. Davis, his wife, authorizing the sale of land on Queensbury Street, 28th Ward, for the sum of $2,000.00 ..... 143, 181

Davis, Lawrence R. and Bernadette C. Davis, his wife, authorizing the sale of lots on Merwyn Avenue, 20th Ward, for the sum of $400.00 .... 600, 648

Debardelaben, Georgia, authorizing the sale of property on 245 Dinwiddie Street, 3rd Ward, for the sum of $750.00 ..... 243, 279

Dent, Jetson B., authorizing the sale of property on Gladefield Street, 12th Ward, for the sum of $500.00 ..... 23, 60

Dent, Jetson B., authorizing the sale of property on Gladefield Street, 12th Ward, for the sum of $250.00 ..... 23, 60

Dent, Jetson B., authorizing the sale of property on Gearing Street, 12th Ward, for the sum of $400.00 ..... 113, 148

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Devlin, Regis F., authorizing the sale of property on 3143 W. Carson Street, 20th Ward, for the sum of $1,000.00 ..... 912, 974

Dieghan, Lawrence and Eva Marie Dieghan, his wife, authorizing the sale of property on 24 Marne Way, 19th Ward, for the sum of $4,000.00 ..... 824, 881

Dinert, Stanley H. and Janet D., authorizing the sale of property on Homerhurst Avenue, 32nd Ward, for the sum of $150.00 ..... 23, 61

Dirling, Michael J. and Doris A. Dirling, his wife, authorizing the sale of property on 16 Marne Way, 19th Ward, for the sum of $4,500.00... 868, 926

Divers, James R. and Sandra J. Divers, his wife, authorizing the sale of lots in the 31st Ward, for the sum of $1,000.00 ..... 747, 788

Dix, Richard, authorizing the sale of lots on Janewood Way, 20th Ward, for the sum of $450.00 ..... 488, 541

Domencic, Richard J. and M. Valarie Domencic, his wife, authorizing the sale of a lot on McCandless Avenue, 10th Ward, for the sum of $1,500.00 ..... 504, 568

Douglas Design Supply Inc., authorizing the sale of property on 7412-14 Tioga Street, 13th Ward, for the sum of $1,500.00 ..... 655, 720

Droz, Sidney A. and Minnie B. Droz, his wife, authorizing the sale of land on Norwich Avenue, 19th Ward, for the sum of $3,000.00 ..... 421, 463

Drozd, Matthew J., authorizing the sale of a lot on Perrysville Avenue, 25th Ward, for the sum of $450.00 ..... 324, 387

Dukes, Arnold L. and Lawrencella W., his wife, authorizing the sale of a lot in the rear of Remington Avenue, 13th Ward, for the sum of $750.00 ..... 845, 902

Duquesne Light Company, authorizing the sale of property on Neville Street, 6th Ward, for the sum of $550.00 ..... 92, 136

Duquesne Light Company, authorizing the sale of vacant ground on Becks Run Road, 16th Ward, for the sum of $4,075.00 ..... 143, 180

Dyer, James W., authorizing the sale of property on 553 Brushton Avenue, 13th Ward, for the sum of $8,500.00 ..... 366, 413

Easton, Thomas F., authorizing the sale of property on Ludlow Street, 15th Ward, for the sum of $2,500.00 ..... 23, 60

Eastley, James C. Jr., authorizing the sale of land on E. Ohio Street to Troy Hill road between Rialto and Public School, 24th Ward, for the sum of $800.00 ..... 888, 944

Eastley, James C., Jr., authorizing the sale of land on Troy Hill Road, 24th Ward, for the sum of $450.00 ..... 889, 944

Ecung, Lillian S., authorizing the sale of property on Bronson Street, 19th Ward, for the sum of $400.00 ..... 23, 61

Edwards, Wallace and Leola Mae Edwards, his wife, authorizing the sale of a lot in the rear of Geranium Street, 25th Ward, for the sum of $250.00 ..... 600, 649

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Edwards, Wallace and Leola M. Edwards, his wife, authorizing the sale of a lot in the rear of Buena Vista Street, 25th Ward, for the sum of $350.00 ..... 869, 926

Eichenmiller, Simon and Anna Eichenmiller, his wife, authorizing the sale of 2 lots on Millington Road, 15th Ward, for the sum of $300.00 ..... 522, 589

Eisel, Donald J. and Josephine H. Eisel, his wife, authorizing the sale of land on Parkwood Road, 16th Ward for the sum of $350.00 ..... 128, 167

Eisel, Edward E. and Laverne C. Eisel, his wife, authorizing the sale of land on Almond Street 29th Ward, for the sum of $1,200.00 ..... 600, 649

Ejzak, Frank J. and David Szcypinski, a partnership, authorizing the sale of 5 lots on Lakewood Avenue to Mary Street, 20th Ward, for the sum of $2,000.00 ..... 933

Ellis, Ewari E., authorizing the sale of property in the 5th Ward, for the sum of $1,000.00 ..... 285, 332

Ellis, Marlene H., authorizing the sale of property on Ridgeway Street, 6th Ward, for the sum of $500.00 ..... 285, 332

Emanuele, Mark, authorizing the sale of lots on Linnview Avenue, 29th Ward,for the sum of $2,000.00 ..... 778, 837

Evans, Albert and Theresa A. Evans, his wife, authorizing the sale of a lot on Estella Street, 18th Ward, for the sum of $400.00 ..... 523, 589

Evans, William H. and Theresa O. Evans, his wife, authorizing the sale of a lot on Erin Street, 5th Ward, for the sum of $300.00 ..... 154, 201

Evans, William H. and Theresa O. Evans, his wife, authorizing the sale of land on Frampton Street, 18th Ward, for the sum of $1,300.00 ..... 523, 589

Evans, William H. and Theresa O. Evans, his wife, authorizing the sale of a lot on Frampton Street, 18th Ward, for the sum of $550.00 ..... 523, 589

Evosevic, Sarah and Bosanka Evosevic, authorizing the sale of a lot on Carson Street, 17th Ward, for the sum of $2,500.00 ..... 803, 861

Ewalt, Henry W. and Mary J. Ewalt, his wife, authorizing the sale of a lot on O'Hern Street, 25th Ward, for the sum of $700.00 ..... 400, 454

Ewalt, Henry W. and Mary J. Ewalt, his wife, authorizing the sale of a lot on Perrysville Avenue, 25th Ward, for the sum of $200.00 ..... 421, 464

Faulk, Kenneth H. and Clotille L. Faulk, his wife, authorizing the sale of vacant land on Princess Street, 19th Ward, for the sum of $1,000.00 ..... 36, 86

Fenton, M. Robert, authorizing the sale of a lot on Veto Street, 22nd Ward, for the sum of $150.00 ..... 244, 279

Fletcher, Oscar J. and Mildred Fletcher, his wife, authorizing the sale of property on Sprain Street, 25th Ward, for the sum of $750.00 ..... 523, 590

Foster, William B. and Anna May Foster, authorizing the sale of a lot on Wilbur Street, 30th Ward, for the sum of $630.00 ..... 434, 477

## RESOLUTIONS (Continued)

Francis, Carl and Dolores C. Francis, his wife, authorizing the sale of a lot in the rear of Sprain Street, 25th Ward, for the sum of $150.00 ..... 505, 569, 621, 666

Frederick, William and LaRue, authorizing the sale of a lot on Brushton Avenue, 13th Ward, for the sum of $750.00 ..... 421, 463

Fritz, Joseph W. and Catherine M. Fritz, authorizing the sale of land on Huron and Shamokin Streets, 17th Ward, for the sum of $300.00 ..... 868, 926

Galilee Baptist Church, authorizing the sale of property on Tioga Street, 13th Ward, for the sum of $750.00 ..... 270, 318

Gallagher, John A. and Jane B. Gallagher, his wife, authorizing the sale of property on Shadyhill Road, 28th Ward, for the sum of $500.00..... 128, 166

Ganaway, Broughton and Carrie, authorizing the sale of property on Bedford Avenue, 5th Ward, for the sum of $800.00 ..... 67, 122

Garrett, Jesse L. and Annie Bell Garrett, Joint Tenants with Right of Survivorship, but not as Tenants in Common, authorizing the sale of property on 2426 Webster Avenue, 5th Ward, for the sum of $1,800.00 ..... 457, 495

Garrison, Robert D. and Lillian Mae Garrison, authorizing the sale of property on Monongahela Street, 15th ward, for the sum of $250.00.. 67, 122

Gastner, James W. and Virginia R. Gastner, his wife, authorizing the sale of a lot on Stafford Street, 20th Ward, for the sum of $150.00..... 340, 388

George, Larry C. and Christine E. George, his wife, authorizing the sale of a lot on Linnview Avenue, 29th Ward, for the sum of $350.00 ..... 340, 389

Gibson, Dewey F. and Bertha Gibson, his wife, authorizing the sale of a lot on Fahnstock Street, 13th Ward, for the sum of $300.00 ..... 366, 413

Giles, William J. and Wilma J. Giles, his wife, authorizing the sale of lots on Georgette Street, 32nd Ward, for the sum of $850.00 ..... 846, 902

Gillece, James R. and Theresa M. Gillece, his wife, authorizing the sale of property on Reifert Street, 30th Ward, for the sum of $4,700.00 ..... 49, 106

Goldston, Edward M., authorizing the sale of a lot on Mission Street, 14th Ward, for the sum of $1,000.00 ..... 932

Gould, Mrs. Ella May, authorizing the sale of property on Singer Place, 13th Ward, for the sum of $200.00 ..... 270, 318

Graham, Walter C. and Anna Graham, his wife, authorizing the sale of a lot on the rear of Ringgold Street, 28th Ward, for the sum of $250.00 ..... 505, 569

Gray, Edward and Anna Lee Gray, his wife, authorizing the sale of land on Leland Avenue corner of Mayfield Street, 26th Ward, for the sum of $500.00 ..... 707, 754

Grguras, Anthony and Arlene L. Grguras, his wife, authorizing the sale of land on Oakdale Street, 26th Ward, for the sum of $1,250.00..... 143, 181

Grinage, Terry L., authorizing the sale of a lot on Murtland Avenue, 12th Ward, for the sum of $150.00 ..... 433, 477

## RESOLUTIONS (Continued)

Grochmal, Joseph F., authorizing the sale of property on 236 Cedarhurst Street, 18th Ward, for the sum of $2,700.00 ..... 154, 201

Grunstra, Neale S., authorizing the sale of vacant land on Angle and Corfu Streets, 20th Ward, for the sum of $1,300.00 ..... 173, 216

Guercis, Frederick M. and Maryann Guercis, his wife, authorizing the sale of a lot on Glen Caladh, for the sum of $850.00..... 128, 167

Guili, Umberto, authorizing the sale of property at 1426-28 Fifth Avenue, 1st Ward, for the sum of $1,100.00..... 323, 386

Hamm, William and Ernestine Hamm Cheatham, his daughter, authorizing the sale of property on rear Orphan Street, 12th Ward, for the sum of $650.00..... 285, 333

Hanechak, Rudolph, authorizing the sale of land on Cape Way, 32nd Ward, for the sum of $300.00 ..... 803, 862, 880

Harrell, Alexander and Barbara LaBree Harrell, his wife, authorizing the sale of a lot on Alverado Street, 19th Ward, for the sum of $350.00 .... 340, 388, 470, 514

Harris, Joseph Jr. and Roosevelt Stokely, authorizing the sale of property in the rear of Bloomer Way, 6th Ward, for the sum of $4,200.00..... 400, 453

Hatzidakis, Peter William and Darlene P. Hatzidakis, his wife, authorizing the sale of a lot on Starkamp Avenue, 19th Ward, for the sum of $700.00..... 655, 720

Heinrichs, Hugo O. and Mary E. Heinrichs, his wife, authorizing the sale of a lot on James Street, 23rd Ward, for the sum of $200.00 ..... 400, 453

Helbig, Edward and Janet Helbig, authorizing the sale of land on Ferncliff and Fernhill, 19th Ward, for the sum of $1,650.00 ..... 523, 590

Herman, John C. and Dorothy J. Herman, his wife, authorizing the sale of land on Glasgow Street, 20th Ward, for the sum of $2,500.00..... 305, 349

Herring, Jane, authorizing the sale of land on Erin Street, 5th Ward, for the sum of $600.00..... 655, 718

Herrmann Printing and Lithographing Inc., authorizing the sale of a lot on Susquehanna Street, 13th Ward, for the sum of $700.00 ..... 400, 453

Hertzig, Anthony and Veronica Hertzig, his wife, authorizing the sale of a lot on Phinas Street or Pike Street between Madison Avenue and Chestnut Street, 23rd Ward, for the sum of $1,800.00..... 366, 413

Hess, John J. and Linda B. Hess, his wife, authorizing the sale of lots on Glasgow Street, 20th Ward, for the sum of $350.00 ..... 747, 788

Hess, John J. and Linda B. Hess, his wife, authorizing the sale of a lot on Glasgow Street, 20th Ward, for the sum of $150.00 ..... 764, 817

Hester, Willie J., authorizing the sale of a lot on Fargo Street, 13th Ward, for the sum of $250.00..... 400, 453

Hilbert, Hansel and Barbara L. Hilbert, his wife, authorizing the sale of a lot on Montezuma Street, 12th Ward, for the sum of $450.00..... 339, 388, 471, 514

## RESOLUTIONS (Continued)

Holden, Gus and Sandy Lee, authorizing the sale of property on Flowers Avenue, 15th Ward, for the sum of $150.00 ..... 67, 122
Horan, Michael P. and Alice, authorizing the sale of property on Lebanon Road, 31st Ward, for the sum of $400.00..... 92, 137
Howard, Samuel L. and Paula E. Howard, his wife, authorizing the sale of land on Brereton Street, 6th Ward, for the sum of $2,750.00..... 655, 719
Huchber, William J., authorizing the sale of a lot on Armorhill Avenue, 31st Ward, for the sum of $250.00..... 340, 389
Hughes, Kenneth F., authorizing the sale of a lot on Pauley Street, 15th Ward, for the sum of $200.00 ..... 634, 694
Hunter, Carol Ann, authorizing the sale of a lot in the rear of Suburban Avenue, 19th Ward, for the sum of $450.00 ..... 523, 590
Hurney, Robert Leon and Christine M. Hurney, his wife, authorzing the sale of a lot on Shadyhill Road (now Elmdale Road), 28th Ward, for the sum of $350.00..... 421, 464
Iezzi, Athony J., authorizing the sale of a vacant lot on Allemania Way near Larimer Avenue, 12th Ward, for the sum of $200.00..... 36, 86
Irwin, Glenn D. and Erma J. Irwin, his wife, authorizing the sale of a lot on Merwyn Avenue, 20th Ward, for the sum of $350.00 ..... 487, 541
Jackson, Anne M., authorizing the sale of a lot on Sylvania Street, 18th Ward, for the sum of $250.00 ..... 505, 568
James, John J., authorizing the sale of property on Shipton Street, 5th Ward, for the sum of $600.00 ..... 304, 348
Johnson, Ermy, authorizing the sale of property on 114 Dinwiddie Street, 3rd Ward, for the sum of $350.00..... 621, 667
Johnson, Horton and Ethel Johnson, his wife, authorizing the sale of a lot on Dinwiddie Street, 3rd Ward, for the sum of $450.00 ..... 221, 264
Johnston, Alexander M., authorizing the sale of a lot on Warren Street, 25th Ward, for the sum of $350.00..... 869, 926
Jones, James C. Jr. and Mabel P. Jones, his wife, authorizing the sale of lots on Revenue Street, 31st Ward, for the sum of $550.00..... 340, 389
Jones, Thelma, authorizing the sale of property on 2829 Jane Street, 16th Ward, for the sum of $800.00 ..... 324, 387
Joswiak, Michael J. and Debra A. Joswiak, his wife, authorizing the sale of a lot on Flavian Street, 6th Ward, for the sum of $150.00..... 599, 648
Kalinak, Stefan and Anna Kalinak, his wife, authorizing the sale of a lot on Ladoga Street, 28th Ward, for the sum of $1,000.00 ..... 36, 87
Karaman, Andrew J. and Heather E. Karaman, his wife, authorizing the sale of property on Griffin Street, 19th Ward, for the sum of $350.00..... 185, 234
Kasprzyk, Ann F., etal., authorizing the sale of a lot on Marvista Street, 21st Ward, for the sum of $200.00..... 270, 319
Kelley, Harold and Susie Kelley, his wife, authorizing the sale of lots on

## RESOLUTIONS (Continued)

Dinwiddie and 1 lot on Kearney Way, 3rd Ward, for the sum of $450.00 ..... 256, 296

Kellum, Seth A. and Julia C. Kellum, his wife, authorizing the sale of a lot on Mt. Vernon Street, 13th Ward, for the sum of $150.00 ..... 845, 902

Kelly, Wilford, authorizing the sale of a lot in the rear of Lincoln Avenue, 12th Ward, for the sum of $800.00 ..... 845, 902

Kern, John H. and Jean M. Kern, his wife, authorizing the sale of land on Elmdale Road, 28th Ward, for the sum of $1,500.00 ..... 270, 319

Kesten, Robert, authorizing the sale of a lot on Parkwood Road, 16th Ward, for the sum of $2,000.00 ..... 747, 788

Kesten, Robert, authorizing the sale of land on Minooka Street, 29th Ward, for the sum of $1,000.00 ..... 803, 861, 879

Kesten, Robert, authorizing the sale of 21 lots on Biscayne Drive corner of Nice Way, 29th Ward, for the sum of $4,500.00 ..... 912

King, Herman A. and Gloria J. King, his wife, authorizing the sale of a lot on Beechland Street, 31st Ward, for the sum of $500.00 ..... 656, 720

Kinzey, Samuel W. and Debrah M. Kinzey, his wife, authorizing the sale of land on Merwyn Street, 20th Ward, for the sum of $900.00 ..... 846, 902

Knaffler, Rudy L., and Shirley J. Knaffler, his wife, authorizing the sale of land on Kilbourne Street corner Flowers Avenue, 15th Ward, for the sum of $800.00 ..... 600, 648

Knerr, William R., Jr. and Christine Knerr, his wife, authorizing the sale of a lot in the 16th Ward, for the sum of $1,600.00 ..... 764, 817

Knutson, Jerome C., authorizing the sale of land on Alverado Street, 19th Ward, for the sum of $750.00 ..... 681, 736

Kocan, Edward J. and Mary A. Kocan, his wife, authorizing the sale of lots on Alexis Street, 15th Ward, for the sum of $650.00 ..... 433, 477

Koch, Frederick W. and Patricia R. Koch, his wife, authorizing the sale of a lot on Virginia Avenue, 19th Ward, for the sum of $150.00 ..... 846, 902

Korneff, Walter M. and Mary Grace Korneff, his wife, authorizing the sale of land on Pressley Street between Nash and Cedar Streets, 23rd Ward, for the sum of $3,500.00 ..... 747, 788

Koskey, Anna Mae, authorizing the sale of a lot on Glenside Avenue, 26th Ward, for the sum of $375.00 ..... 622, 667

Kostrzewa, Rose A., authorizing the sale of a lot in the rear of Monroe Avenue corner Orion through to Olney Way, 5th Ward, for the sum of $500.00 ..... 339, 388

Kowalecki, Anthony and Theresa C. Kowalecki, his wife, authorizing the sale of lots on Sweetbriar Street, 19th Ward, for the sum of $825.00 ..... 505, 568

Krasicki, Joseph, Jr., authorizing the sale of a lot on Perrysville Avenue, 26th Ward, for the sum of $200.00 ..... 777, 837

## RESOLUTIONS (Continued)

Kratochivila, John C. and Kathy Ann Kratochivila, his wife, authorizing the sale of property on Independence Street, now Greentree Road, 20th Ward, for the sum of $300.00 ..... 622, 667

Kroll, Lillian, authorizing the sale of land on Vista Street, 23rd Ward, for the sum of $500.00 ..... 366, 413, 470, 514

Kronz Builders, Inc., authorizing the sale of a lot on Ladoga Street near Weller Street, 28th Ward, for the sum of $2,200.00 ..... 707, 755, 773

Kronz, Francis N., authorizing the sale of land on Shadyhill Road, 28th Ward, for the sum of $550.00 ..... 143, 181

Landstone Apartments Company, authorizing the sale of property in the 15th Ward, for the sum of $5,000.00 ..... 285, 333

Lane, Robinson and Vivian M. Lane, his wife, authorizing the sale of lots on Wylie Avenue between Erin and Kirkpatrick, 5th Ward, for the sum of $700.00 ..... 154, 201

Lanese, Joseph A., authorizing the sale of property on 4519 Sylvan Street, 15th Ward, for the sum of $400.00 ..... 36, 86

Larkin, Mrs. Hazel B., authorizing the sale of land on Clarion Street, 15th Ward, for the sum of $500.00 ..... 911, 973

Lawson, Arderell and Arderell Tyus, Joint Tenants with Right of Survivorship, but not as Tenants in Common, authorizing the sale of 3 lots on Armorhill Avenue, 31st Ward, for the sum of $300.00 ..... 803, 862, 880

Leo, Kathleen R., authorizing the sale of property on 2917 Fredrick Street, 27th Ward, for the sum of $750.00 ..... 49, 106

Ley, Raymond H. and Ann J. Ley, Joint Tenants with Right of Survivorship but not as Tenants in Common, authorizing the sale of property on Ridgeway Street, 5th Ward, for the sum of $500.00 ..... 457, 495

Liberto, Jesse and Mary Liberto, his wife, authorizing the sale of land on N. St. Clair Street, 11th Ward, for the sum of $400.00 ..... 888, 943

Lieb, Richard Henry and Anna Ziet Lieb, his wife, authorizing the sale of a lot on Faust Street, 20th Ward, for the sum of $1,050.00 ..... 487, 541

Lieb, Richard Henry and Anna Zeit Leib, his wife, authorizing the sale of a lot on Lakewood Avenue, 20th Ward, for the sum of $600.00 ..... 487, 541

Lieb, Herman J. and Dorothy Lieb, his wife, authorizing the sale of a lot on Quarry Street, 17th Ward, for the sum of $200.00 ..... 777, 837

Life, Robert R. and Charlotte Life, his wife, authorizing the sale of a lot on Courtright Street, 27th Ward, for the sum of $750.00 ..... 256, 297

Lincoln Avenue Church of God, authorizing the sale of a lot on the rear of Continental Street, 12th Ward, for the sum of $900.00 ..... 243, 279

Lisowski, Dorothy A., authorizing the sale of lots on Wickliff Street, 10th Ward, for the sum of $300.00 ..... 128, 166

## RESOLUTIONS (Continued)

Lockett, Robert Jr., authorizing the sale of property on Penn Avenue, 6th Ward, for the sum of $3,350.00 ..... 48, 105

Long, James W. and Nancy J. Long, his wife, authorizing the sale of lots on Madison Avenue Through to Turtle Way and Peralta Streets, 23rd Ward, for the sum of $1,500.00 ..... 747, 788

Lorkowski, Joseph M. and Marlene F. Lorkowski, his wife, authorizing the sale of property on Stromberg Street, 16th Ward, for the sum of $400.00 ..... 777, 837, 911, 973

Lovejoy, John, authorizing the sale of a lot on rear of Stanton Avenue, 10th Ward, for the sum of $600.00 ..... 777, 836

Loving, Marjorie (Etal), authorizing the sale of 2 lots on Hamilton Avenue, 13th Ward, for the sum of $650.00 ..... 366, 413

Lowe, Dorothy, authorizing the sale of a lot on Dix Way, 12th Ward, for the sum of $150.00 ..... 128, 167

Lucas, Daryl L. and Barbara A. Lucas, his wife, authorizing the sale of property on Eleanor Street between Leticoe and Josephine Streets, 16th Ward, for the sum of $150.00 ..... 173, 215

Lucas, Ralston M. and Margaret R. Lucas, his wife, authorizing the sale of a lot on Wakefield Street, 4th Ward, for the sum of $200.00 ..... 285, 332

Lucatorto, Robert etal., authorizing the sale of land on Nobles Lane, 29th Ward, for the sum of $1,500.00 ..... 305, 350

Lunardi, Ronald P., authorizing the sale of land on Loyal Way, 18th Ward, for the sum of $150.00 ..... 421, 463

Lupka, Michael, authorizing the sale of a lot on Hillsboro Street, 20th Ward, for the sum of $1,450.00 ..... 128, 167

Machesney, Robert E., authorizing the sale of land on Royal Street, 26th Ward, for the sum of $900.00 ..... 825, 882

Mack Ventures, Inc., authorizing the sale of a lot on Tustin Street, 1st Ward, for the sum of $700.00 ..... 504, 568

Maglicco, Michael C. and Rose Maglicco, his wife, authorizing the sale of a lot on Taylor Street, 8th Ward, for the sum of $150.00 ..... 285, 332

Malanga, Carmine P. and Caroline J. Malanga, authorizing the sale of lots on Kilbourne and Kinglake Streets, 15th Ward, for the sum of $4,500.00 ..... 457, 496

Mall, Robert and Margaret Mall, his wife, authorizing the sale of a lot on Davis Avenue, 27th Ward, for the sum of $2,000.00 ..... 458, 496

Malloy, Kaiser and Cora Lee Malloy, his wife, and Emma J. Malloy, authorizing the sale of lots on Larimer Avenue and Joseph Streets, 12th Ward, for the sum of $2,400.00 ..... 400, 453, 911, 972

Mance, Mildred B., in trust for Regina L. Mance, authorizing the sale of a lot on Elmore Street, 5th Ward, for the sum of $200.00 ..... 911, 973

## RESOLUTIONS (Continued)

Marinello, Joseph and Stephanie B. Marinello, his wife, authorizing the sale of a lot on Orphan Street, 12th Ward, for the sum of $200.00 ..... 256, 297

Marshall, Robert D. and Annette R. Marshall, his wife, authorizing the sale of a lot on rear Earlham Street, 28th Ward, for the sum of $450.00 ..... 285, 333

Martin, Regina M., authorizing the sale of a lot on Southern Avenue, 19th Ward, for the sum of $250.00 ..... 270, 318

Martin, Richard R. and Doris B. Martin, authorizing the sale of a lot on Newcomer Street corner of Huxley, 20th Ward, for the sum of $350.00 ..... 523, 590

Martin, William C. III and Louise M. Martin, his wife, authorizing the sale of lots on Flora Street between Transvall and Longview, 27th Ward, for the sum of $1,000.00 ..... 778, 837, 911, 972

Mastriano, Joseph J., authorizing the sale of property on Vespucius Street between Second Avenue and Dyke Street, 15th Ward, for the sum of $500.00 ..... 777, 836

Mastriano, Joseph J., authorizing the sale of land on Ludlow Street, 15th Ward, for the sum of $240.00 ..... 912, 973

Mastriano, Joseph J., authorizing the sale of land on Ludlow Street, 15th Ward, for the sum of $1,920.00 ..... 912, 973

McCarthy, Joseph F. and Thomas J. McCarthy, authorizing the sale of a lot on Acorn Street, 15th Ward, for the sum of $200.00 ..... 256, 297

McCorvey, Paul and Dorothy McCorvey, his wife, authorizing the sale of a lot on Lincoln Avenue at City Line #8, 12th Ward, for the sum of $700.00 ..... 681, 735, 824, 880

McFerron, Kenneth C., Jr. and Marlene J. McFerron, authorizing the sale of a lot on Edith Street, 19th Ward, for the sum of $150.00 ..... 912, 973

McGrady, Robert, authorizing the sale of land on Voskamp Street, 24th Ward, for the sum of $1,000.00 ..... 888, 944

McGreevy, Daniel J., authorizing the sale of land on Lorigan, Chpoin and Belvidere Streets, 6th Ward, for the sum of $7,425.00 ..... 304, 348

McKeever, Lucille, authorizing the sale of a lot on Wheer Street, 13th Ward, for the sum of $650.00 ..... 681, 735

Melzer, Raymond H. and Dorothy A. Melzer, his wife, authorizing the sale of land on S. Circle Avenue, 31st Ward, for the sum of $300.00 ... 707, 755, 786

Menzock, Michael W. and Betty J. Menzock, his wife, authorizing the sale of land on Flora and Tulia Streets, 27th Ward, for the sum of $900.00 ..... 488, 541

Meredith, Alice R., authorizing the sale of property on 39 Mansfield Avenue, 20th Ward, for the sum of $650.00 ..... 888, 944

## RESOLUTIONS (Continued)

Metz, Edward H. and Marie A. Metz, his wife, authorizing the sale of a lot in the rear of Nettie Street, 26th Ward, for the sum of $450.00..... 36, 87

Michaliszym, Michael and Helen Michaliszym, his wife, authorizing the sale of a lot on Second Avenue, 15th Ward, for the sum of $1,200.00.. 154, 201

Miller, Frank L. and Frank Stolar, Jr., authorizing the sale of lots on Freybert Street, 17th Ward, for the sum of $300.00..... 458, 496

Miller, Frank L., authorizing the sale of 4 lots on Quarry Street, 17th Ward, for the sum of $1,500.00..... 824, 881, 972

Miller, Jacob A. and Rose M. Miller, his wife, authorizing the sale of 4 lots on Martin Street to Regina Street, 17th Ward, for the sum of $1,000.00..... 764, 817

Minch, Paul W. and Marie H. Minch, his wife, authorizing the sale of property on Poplargrove Street, 29th Ward, for the sum of $450.00 ... 324, 387, 470, 513

Momchilovich, William S. and Patricia Ann Momchilovich, his wife, authorizing the sale of a lot on Monastery Way between St. Martin and 18th Streets, 17th Ward, for the sum of $200.00..... 243, 279

Montgomery, Charles E. and Barbara J. Montgomery, his wife, authorizing the sale of land on Keever Avenue, 28th Ward, for the sum $400.00..... 305, 349, 433, 477

Mooney, Thomas J., authorizing the sale of a lot on E. Carson Street, 16th Ward, for the sum of $3,000.00..... 522, 589

Moore, Charles, authorizing the sale of 2 lots on McCombs Street, 12th Ward, for the sum of $400.00 ..... 285, 333

Morris, James E. and Henrietta A. Morris, his wife, authorizing the sale of a lot in the rear of Starch Street, 18th Ward, for the sum of $400.00..... 222, 264

Moss, Keith J., authorizing the sale of property on 2830-2832 Larkins Way, 16th Ward, for the sum of $800.00..... 522, 589

Mundy, Ramon and Margaret Mundy, authorizing the sale of a lot on Glenside Street, 26th Ward, for the sum of $350.00..... 400, 454

Murchison, Willie J. and Anna T. Murchison, his wife, authorizing the sale of 2 lots on Armandale Street, 25th Ward, for the sum of $1,000.00..... 488, 541

Murphy, James P., authorizing the sale of a lot on Pine Rue Avenue (now Rue Grand Vue), 20th Ward, for the sum of $150.00..... 505, 568

Nath, Lewis J. and Ruth F. Nath, his wife, authorizing the sale of a lot on Manton Street, 18th Ward, for the sum of $550.00..... 400, 454

Navilliat, Robert D., authorizing the sale of land on Rodgers Avenue, 31st Ward, for the sum of $700.00..... 222, 264

Neasom, Rosey M. and Laura Neasom, his wife, authorizing the sale of lots on Bloomer Way, 5th Ward, for the sum of $350.00 ..... 324, 387

## RESOLUTIONS (Continued)

Nelson, Theodore R. and Dora J., authorizing the sale of property on Hillcrest Street, 10th Ward, for the sum of $350.00 ..... 23, 60

Nesbeth, Marciano, authorizing the sale of a lot on Larimer Avenue, 12th Ward, for the sum of $1,550.00 ..... 599, 648

Nestor, Joseph C. and Marcella M. Nestor, authorizing the sale of property on Sweetbriar Street, 19th Ward, for the sum of $200.00 ..... 113, 149

New Light Baptist Church, Rev. Russell Jefferson, Pastor, authorizing the sale of land on Ledge Way and Frazier Street corner Griffith Street, 4th Ward, for the sum of $450.00 ..... 888, 943

Nicotra, Joseph T., authorizing the sale of land on McClure Avenue, 27th Ward, for the sum of $1,600.00 ..... 635, 694

Nock, Wayne R. and Claudette J. Nock, his wife, authorizing the sale of lots on Monterey Street, 25th Ward, for the sum of $600.00 ..... 400, 454

Novak, Phyllis, authorizing the sale of a lot on Boehm Street, 4th Ward, for the sum of $200.00 ..... 522, 588

O'Connor, Edward R. and Gloria L. O'Connor, his wife, authorizing the sale of a lot on Meadville Street, 25th Ward, for the sum of $150.00... 622, 667

O'Malley, Charles M. and Lois M., authorizing the sale of property on Morton Avenue, 32nd Ward, for the sum of $1,000.00 ..... 92, 137

Opferman, William F. and Michael Cunningham, authorizing the sale of property on 20-22 Enon Way, 17th Ward, for the sum of $900.00 ..... 824, 881

Ott, Albert W. and Fred J. Brendel, authorizing the sale of a lot on Lillian Street, 18th Ward, for the sum of $1,500.00 ..... 487, 540

Ott, Albert W. and Fred J. Brendel, authorizing the sale of a lot on Conniston Avenue, 18th Ward, for the sum of $1,250.00 ..... 487, 540

Oxenreiter, William and Jean Oxenreiter, his wife, authorizing the sale of a lot on Warrington Avenue, 17th Ward, for the sum of $3,500.00 . 868, 926

Pagath, Daniel R., authorizing the sale of land on Melwood Street, 5th Ward, for the sum of $400.00 ..... 256, 297

Page, William and Charlotte Page, his wife, authorizing the sale of property on 6569 Ladson Street, 12th Ward, for the sum of $750.00... 707, 754

Palmer, Theodore and Pauline Y. Palmer, his wife, authorizing the sale of a lot on Vincennes Way between Granite and Herron Avenue, 5th Ward, for the sum of $400.00 ..... 504, 568

Parker, William A. and Gladys N. Parker, his wife, authorizing the sale of property on Charles Street and Melrose Street, 25th Ward, for the sum of $750.00 ..... 256, 297

Pasquarelli, Alfio and Anna Marie Pasquarelli, his wife, authorizing the sale of lot in the rear of Loretta Street, 15th Ward, for the sum of $500.00 ..... 747, 788

Patterson, Theodore T. and Betty Jane Patterson, his wife, authorizing the sale of a lot on George Street, 20th Ward, for the sum of $150.00 ..... 505, 568

## RESOLUTIONS (Continued)

Paul, Dean Z. and Alice T. Paul, his wife, and Alex C. Copetas and Maria A. Copetas, his wife, authorizing the sale of a lot on Penn Avenue between 26th and 27th Streets, 2nd Ward, for the sum of $5,800.00... 681, 735

Phillips, Anthony and Deborah, authorizing the sale of property on Rosecrest Place, 10th Ward, for the sum of $6,000.00 ..... 67, 122, 706, 754

Pittsburgh Outdoor Advertising Corporation, providing for sale of the City's interest in certain parcels, in return for two parcels of property and other consideration ..... 221, 264

Pivirotto, James, authorizing the sale of a lot on rear of Second Avenue, 15th Ward, for the sum of $1,000.00 ..... 48, 105

Pivirotto, James authorizing the sale of property on Lorenz Avenue, 20th Ward, for the sum of $1,200.00 ..... 114, 149

Plantizer, Anthony J. and Mary J. Plantizer, his wife, authorizing the sale of land on Burham Street, 16th Ward, for the sum of $1,750.00... 747, 788

Pletzak, John and Marie W. Pletzak, his wife, authorizing the sale of a lot on Stella Street, 16th Ward, for the sum of $150.00 ..... 143, 180

Pomozzi, John P. and Cynthia B. Pomozzi, his wife, authorizing the sale of land on Litchfield Street, 20th Ward, for the sum of $1,400.00 ..... 635, 694

Popp, Ernest A. and Gladys E. Popp, his wife, authorizing the sale of property in the 15th Ward, for the sum of $800.00 ..... 912, 973

Porter, Birda P., authorizing the sale of property on Bryn Mawr Road corner of Camp Street, 5th Ward, for the sum of $1,800.00..... 777, 836

Prophet Noble Drew Ali, Reincarnated, T. Allen Bey, Divine Minister, authorizing the sale of a lot on Lincoln Avenue, 12th Ward, for the sum of $760.00..... 655, 719

Radler, Joseph and Anna Radler, his wife, authorizing the sale of a lot on Clarence Street, 19th Ward, for the sum of $250.00..... 48, 106

Raleigh, Irwin L., authorizing the sale of property on Homeridge Avenue, 31st Ward, for the sum of $250.00..... 67, 122

Randal, Myron, authorizing the sale of a lot on Oakwood Street, 13th Ward, for the sum of $600.00 ..... 433, 477

Rasimczyk, Joseph, authorizing the sale of property on Lorigan Street, 8th Ward, for the sum of $850.00..... 92, 136

Reither, Vincent J. and Agnes E. Reither, his wife, authorizing the sale of a lot on Virginia Avenue, 19th Ward, for the sum of $200.00..... 681, 736, 845, 901

Ricci, Angelo M. and Anna Marie Ricci, his wife, authorizing the sale of lots on Napoleon Street, 19th Ward, for the sum of $750.00..... 912, 973

Richardson, Lewis A., authorizing the sale of property on 1915 Goebel Street, 21st Ward, for the sum of $1,700.00..... 600, 649

Riordan, Raymond R., authorizing the sale of property on S. 18th Street, 17th Ward, for the sum of $750.00..... 256, 297

## RESOLUTIONS (Continued)

Rising Star Baptist Church, authorizing the sale of property on Kirkpatrick Street, 5th Ward, for the sum of $3,300.00 ..... 868, 925

Ristich, Demetrius, authorizing the sale of property on Leticoe Street, 16th Ward, for the sum of $800.00 ..... 305, 349

Rivers, Robert, authorizing the sale of property on 41 Mansfield Avenue (now Noblestown Road), 20th Ward, for the sum of $650.00 ..... 888, 944

Roberts, Grady H., Jr. authorizing the sale of a lot on Broad Street between N. Aiken and N. Atlantic Avenues, 10th Ward, for the sum of $600.00 ..... 621, 667

Roberts. Grady Henry, Jr., authorizing the sale of Land on Broad Street, 10th Ward, for the sum of $1,200.00 ..... 845, 901

Roberts, Paul F. and Norma M. Roberts, his wife, authorizing the sale of property on Marne Way, 19th Ward, for the sum of $4,000.00 ..... 868, 926

Roble, George E., authorizing the sale of 5 lots on Naylor Street, 14th Ward,for the sum of $600.00 ..... 256, 297

Rosarius, John P. and Arlene M. Rosarius, his wife, authorizing the sale of a lot on Dresden Way, 10th Ward, for the sum of $500.00 ..... 706, 754

Rulli, James P. and Janet M. Rulli, his wife, authorizing the sale of a lot on McDonald Street, 12th Ward, for the sum of $200.00 ..... 270, 318

Rusin, Frank L. and Anna M. Rusin, his wife, authorizing the sale of land on Canton Avenue, 19th Ward, for the sum of $600.00 ..... 523, 590

Ryan, Theresa, authorizing the sale of property on 5263 1/2 Dyke Street, 15th Ward, for the sum of $1,500.00 ..... 621, 667

Sabille, Theresa M., authorizing the sale of lots on Shaler below Greenleaf Street, 19th Ward, for the sum of $1,150.00 ..... 764, 817

Sabo, Thomas S. and Christine Sabo, his wife, authorizing the sale of lots on Whitebush Street, 31st Ward, for the sum of $1,350.00 ..... 681, 736

Sales, Stephanie E., authorizing the sale of property on 1927 Brighton Road, 25th Ward, for the sum of $750.00 ..... 367, 413

Sandidge, Herbert D. and Heddie T. Sandidge, authorizing the sale of lots on Forest Way, 13th Ward, for the sum of $200.00 ..... 457, 495

Sang, Le Phouc, authorizing the sale of property on 9 Wandless Street, 5th Ward, for the sum of $750.00 ..... 433, 477

Sang, Le Phouc, authorizing the sale of property on 2940 Orbin Street, 5th Ward, for the sum of $300.00 ..... 433, 477

Sang, Le Phouc, authorizing the sale of property on 2116 Centre Avenue, 5th Ward, for the sum of $700.00 ..... 433, 477

Sang, Le Phouc, authorizing the sale of property on 2709 Webster Avenue, 5th Ward, for the sum of $2,000.00 ..... 433, 477, 621, 666

Sbraccia, Carl and Eleanor Sbraccia, his wife, authorizing the sale of 3 lots on Chartiers Avenue, 20th Ward, for the sum of $1,500.00 ..... 270, 318

## RESOLUTIONS (Continued)

Schueler, Donald and Janice L. Schueler, his wife, authorizing the sale of land on the rear of Edna Street and the rear of Cleveland Avenues, 26th Ward, for the sum of $1,350.00 ..... 622, 667

Scruggs, Frank and Mary E. Scruggs, authorizing the sale of property on 3509 Wakefield Street, 4th Ward, for the sum of $400.00 ..... 522, 589

Senko, Regis F. and Veronica I. Senko, his wife, authorizing the sale of property on Madison Avenue between Phineas and Peralto Street, 23rd Ward, for the sum of $1,500.00 ..... 154, 201

Sizemore, Catherine, authorizing the sale of a lot on Perry Street, between Wylie and Webster Avenue, 5th Ward, for the sum of $150.00 ..... 457, 495

Skrzynski, Stanley R. and Anna Mae Skrzynski, his wife, authorizing the sale of a lot on Watson Boulevard, 26th Ward, for the sum of $400.00 ..... 400, 454, 681, 735

Sloan, John W. and Isabelle D. Sloan, his wife, authorizing the sale of a lot on Mohler Street, 13th Ward, for the sum of $200.00 ..... 243, 279

Smith, Gary L., authorizing the sale of vacant land on Tarner Street and Camber Way, 28th Ward, for the sum of $700.00 ..... 154, 201, 763, 817

Smith, Robert E. and Elizabeth G. Smith, his wife, authorizing the sale of a lot on Verona Boulevard, 12th Ward, for the sum of $525.00 ..... 304, 349

Solarczyk, Ignatius B. and Janet C. Solarczyk, his wife, authorizing the sale of a lot on Mission Street, 16th Ward, for the sum of $150.00 ..... 932

Southern Kiddie Rides, Inc., authorizing the sale of property at 2114 Tustin Street, 4th Ward, for the sum of $500.00 ..... 323, 387, 471, 514

Spangler, Thomas C. and Mary E. Spangler, authorizing the sale of lots on Sacramento Street, 20th Ward, for the sum of $750.00 ..... 523, 590

Sparis, Louis, authorizing the sale of property on 3036-3038 Brereton Street and 3036-3038 Phelan Way, 6th Ward, for the sum of $1,600.00 ..... 634, 694, 763, 817

Spearman, Gloria J., authorizing the sale of land on Breckenridge Street, 5th Ward, for the sum of $800.00 ..... 634, 694

Spearman, Gloria J., authorizing the sale of land on Vera Street, 5th Ward,for the sum of $400.00 ..... 655, 718, 735

Speer, Jerry and Sanford Charapp, authorizing the sale of land on Revenue and Marilyn Streets, 31st Ward, for the sum of $4,500.00 .... 458, 496

Spencer, Roland and Emmel Spencer, his wife, authorizing the sale of a lot on McClarren Street, 5th Ward, for the sum of $200.00 ..... 706, 754

Stahl, Howard E., authorizing the sale of a lot on Fifth Avenue, 4th Ward for the sum of $2,500.00 ..... 222, 264

## RESOLUTIONS (Continued)

Stallworth, Jimmy, authorizing the sale of lots in the rear of Camp Street, 5th Ward, for the sum of $750.00 ..... 243, 279

Stanton, Dolores, authorizing the sale of a lot on Winslow Street corner of Lowell Street, 12th Ward, for the sum of $150.00 ..... 421, 463

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Gentile, Michael R., in the amount of $10,112.60 ..... 488, 533
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Ricketts, Mary F., M.D., in the amount of $990.00 ..... 623, 659
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# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, January 3, 1978 No. 1



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Tuesday, January 3, 1978

In accordance with the provisions of the Act of Assembly of the Commonwealth of Pennsylvania, approved May 31, 1911, the Members-elect of the Council of the City of Pittsburgh, together with those holding over, convened in the Chambers at 10:00 o'clock, A.M.

The Council was called to order by Michael A. Perry, City Clerk, who acted as Chairman pro tem of the meeting.

Mr. Perry:

This being the day and hour fixed by the Act of Assembly of the Commonwealth of Pennsylvania and the Pittsburgh Home Rule Charter for the organization of the Council of the City of Pittsburgh, the One Hundred Twentieth Council will be in order.

Will Mr. Bulls and Mr. Lally please escort Mayor Richard S. Caliguiri into the Chambers.

We will rise for the pledge of allegiance to the Flag, and remain standing for the invocation which will be delivered by Reverend Milan Savich, of Holy Trinity Serbian Orthodox Church.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

Reverend Milan Savich delivered the invocation.

Mr. Perry:

The first order of business will be the presentation of the Certificates of Election.

The Chair presented

Bill No. 1.

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the Return Board of the County of Allegheny do hereby certify that at the Election held on the eighth day of November, 1977, in said County

WILLIAM J. COYNE

was duly elected to the office of
Member of Council
Four Year Term
City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 28th day of November, 1977.

Jim Flaherty
Robert N. Pierce

Members of The Board of County Commissioners, Constituting The Return Board of Allegheny County.

Which was read, received and filed.

Also,

Bill No. 2,

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the Return Board of the County of Allegheny do hereby certify that at the Election held on the eighth day of November, 1977, in said County

SOPHIE MASLOFF

was duly elected to the office of
Member of Council
Four Year Term
City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 28th day of November, 1977

Jim Flaherty
Robert N. Pierce

Members of The Board of County Commissioners, Constituting The Return Board of Allegheny County.

Which was read, received and filed.

Also,

Bill No. 3,

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the Return Board of the County of Allegheny do hereby certify that at the Election held on the eighth day of November, 1977, in said County

BILL ROBINSON

was duly elected to the office of
Member of Council
Four Year Term
City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 28th day of November, 1977.

Jim Flaherty
Robert N. Pierce

Members of The Board of County Commissioners, Constituting The Return Board of Allegheny County.

Which was read, received and filed.

Also,

Bill No. 4,

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the Return Board of the County of Allegheny do hereby certify that at the Election held on the eighth day of November, 1977, in said County

ROBERT RADE STONE

was duly elected to the office of
Member of Council
Four Year Term
City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 28th day of November, 1977.

Jim Flaherty
Robert N. Pierce

Members of The Board of County Commissioners, Constituting The Return Board of Allegheny County.

Which was read, received and filed.

**Mr. Perry:**

We are honored to have with us this morning the Honorable Louis Farino, Judge of the Court of Common Pleas, who will administer the Oath of Office to William J. Coyne.

The Oath of Office was administered by Judge Farino and Mr. Coyne signed the oath.

**Mr. Perry:**

We also have with us the Honorable Rita Wilson Kane, Register of Wills and Clerk of Orphans Court, who will administer the Oath of Office to Sophie Masloff.

The Oath of Office was administered by Rita Wilson Kane and Mrs. Masloff signed the oath.

**Mr. Perry:**

Also, we have the Honorable Livingstone M. Johnson, Judge of the Court of Common Pleas, who will administer the Oath of Office to William Russell Robinson.

The Oath of Office was administered by Judge Johnson and Mr. Robinson signed the oath.

**Mr. Perry:**

Also present is the Honorable Michael O'Malley, Judge of the Court of Common Pleas, who will administer the Oath of Office to Robert Rade Stone.

The Oath of Office was administered by Judge O'Malley and Mr. Stone signed the oath.

**Mr. Perry:**

Being that the newly-elected and re-elected members of Council having been duly sworn in, the Clerk will call the roll.

And the roll being called, the following members were present:

| | |
|---|---|
| Mr. Bulls | Mr. Lally |
| Mr. Coyne | Mrs. Masloff |
| Mr. DePasquale | Mr. Robinson |
| Mr. Givens | Mr. Stone |

**Mr. Perry:**

The next order of business is the nomination and election of the President of Council, Gentlemen and Madam, what is your pleasure?

**Mr. Bulls:**

Mr. City Clerk, it gives me great pleasure to place in nomination the name of Eugene P. DePasquale as President of City Council.

**Mr. Perry:**

Any more nominations? Any more nominations? Any more nominations? Motion to close nominations?

Mr. Stone moved that the nominations be closed.

Mr. Lally seconded the motion.

Which motion prevailed.

**Mr. Perry:**

The Clerk will call the roll on the election of Eugene P. DePasquale as President of the Council of the City of Pittsburgh.

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Marloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |

Ayes 8 Noes none

**Mr. Perry:**

Mr. DePasquale has been elected President of City Council.

(The Honorable Martin Wekselman, Judge of the Court of Common Pleas, administered the Oath of Office to the President of Council)

**Mr. Perry:**

Members of Council, Ladies and Gentlemen, may I present to you the President of Council of the City of Pittsburgh.

**Mr. DePasquale:**

Thank you Mike, Thank you Judge Wekselman and all the distinguished guests that have come here this morning to watch the new Councilmen, along with myself, sworn in. I certainly appreciate your being here, as well as the other Councilmen, and we thank you from the bottom of our hearts: I would also like to thank Mayor Caligiuri for coming to the ceremonies.

As I look around this room, it seems that it is the same way as it was two or three or even six years ago, the same friends and the same supporters and this is what makes it all possible.

I feel very certain that with the new Mayor coming in and the present Council of the City of Pittsburgh coming in, this is embarking on a most successful four years that we are going to have and certainly this is one of the most prestigious days, and I mean that sincerely. I think we can work together and I know we can work together and when it comes to government, we HAVE to work together, right to the top.

I have no more to say other than I would like to thank the Members of Council for electing me as president and I also want to thank my family, my wife and son Mark are here, and above all I want to thank those of you who voted for me for Councilman and I appreciate that very much.

At this time, I would like to call upon the new Members of Council to say a few words to their family and friends in the audience. I will start with William Coyne. Bill, please come up.

**Mr. Coyne:**

Reverend Clergy, Honorable Judges, Fellow Councilmembers, Mayor Caliguiri, Friends, Ladies and Gentlemen:

I take this opportunity to publicly thank the many people here today who helped re-elect me to City Council. Today we have a new Mayor and a new Council. Of the nine members who sat on Council when I was first elected in 1973, only three remain. And so we begin a new year and a new era.

This Council already has exhibited a willingness to be helpful and responsive to innovative and meaningful proposals. But Pittsburgh, like other great American cities, is in the midst of a crisis. We face a declining population, a school system beset with problems, a dwindling tax base and severe housing problems. Time has run out on this city for carrying out its affairs with a "business as

usual" attitude and a "don't rock the boat" attitulde. The effectiveness of this Council and Administration will be measured by our lasting solutions to these problems

In 1978, the City must address itself to the reform of our real estate tax structure. More of the real estate tax load should be shifted to the land tax millage instead of improvements on land.

If we are to have the Renaissance II that we talk about, it is necessary to develop under-utilized land in the City of Pittsburgh.

The new year will see the opening of the "neighborhoods for living" section of the Housing Department. Its purpose is to encourage city living for young families. There are a lot of goals. However, unless City Government addresses itself to the severe problems that exist in our public schools, it will be difficult tc bring young families back to the city.

Unless we act now, the grim projections of the City Planning Department will be fulfilled. In 1970 we had 72,000 students in the public school system. Today we have 61,000. By 1985, according to City Planning, we will have only 39,000.

Information from Washington is that no new monies will be in the President's proposed budget for cities. This is not consistent with President Carter's campaign promises to help our cities. We should make every effort to remind those at the federal level of the need for increased help before the new fiscal year begins on October 1.

Where will we be four years from now, ten years from now, twenty-five years from now? Our actions during the next four years will do much to determine Pittsburgh's future as a living, growing city.

I want to wish all of you a Happy New Year and thank you very much.

**Mr. DePasquale:**

I would be remiss if I didn't mention at this time that we have several elected officials in the audience who have taken time to join us this morning.

We have the leader of the Democratic Party for the entire state of Pennsylvania, the Register of Wills, the Honorable Rita Wilson Kane. Also, a very good friend, the Recorder of Deeds, John Exler. In the back of the room, Nate Shore who represents Congressman Morehead. Over to my left, I am proud to say that my legislator from the 22nd District Chuck Lowe, and sitting next to him is Joe Vanelli. Also the Ward Chairman from the 12th Ward, Doc Fielder. From the 13th Ward, Bubbie Hairston, from the 16th Ward Ted Erdel.

If I missed anybody I am very, very sorry. Again, I want to thank all of you for coming today.

The next person that I would like to call upon to say a few words is the only female Member of City Council. Before she comes up, want to say that the day we get Cable T.V., I hope to live to see it!

We have to think back to two years ago when two persons made it possible — Councilman Stone and Amy Ballinger and now Sophie Masloff has taken it over. Sophie, please come up.

**Mrs. Masloff**

Your Honor, Mayor Caliguiri, Members of Council, Honorable Judges, Honorable Clergy and Other Distinguised Public Officials, My Friends and My Beloved Family.

It was only a short time ago that I stood before many of you in this Chamber to be sworn in as a Member of Council for an interim term. That was an exciting day and one which I will never forget . . . because it seemed to be the apex of my public career.

But I was wrong. I am every bit as excited today because a few moments ago I was sworn in for a full term as a Member of Council, after having been

elected by the voters of the City of Pittsburgh.

It is a moving and awesome experience to be elected by the people to serve in a position of trust and responsibility. I know it is an experience which will have and indelible effect upon me for the remainder of my life. I am proud . . . I am appreciative . . . and I am mindful that such an honor is not conferred lightly.

During my brief tenure on City Council I have learned that few issues are simple, Few problems can be solved without hard work, careful study and the expenditure of a great deal of energy.

There are many issues and problems which will come to this Chamber in the next four years. We must look ahead not only for the immediate future, but toward the long-term future of our city. We must provide for its continued financial integrity . . . we must support our senior citizens who have paid their dues and helped to make Pittsburgh, "Someplace Special". We must, in our deliberations, be conscious of the needs of our young people so that we can keep them here . . . and we must, as best as government can, give the citizens of our city a sense of pride and purpose that will help Pittsburgh grow and prosper. As we approach the end of this decade, and go into the last 20 years of this century, our legislation can serve no special interests, and I pledge that I shall only support legislation which will be of benefit to all of the residents of Pittsburgh as we sit, in Council, and deal with the issues and problems that lie ahead.

I like to believe that to the tasks ahead I bring a love for this City, the experience of a lifetime in public service, and hopefully, an understanding of people.

I wish that I could adequately express my gratitude to all the people who have aided me along the way in public life. Certainly Register of Wills, Rita Wilson Kane, has been at the forefront in shaping my life and career and I will forever be appreciative of her advice and counsel. And there are many others, far too many to name now, who also have been helpful.

Most helpful, obviously, have been the people of Pittsburgh who have seen fit to elect me to represent their interests. The only way I could possibly show my gratitude to them . . . to you . . . is by being a good representative of City Council. I bring to this job all of my resolve and all of my energies and the sincere prayer that through my decisions I remain worthy of the votes they have given me.

Finally, I am grateful for the blessings bestowed upon my family and me. I am not unmindful of the fact that few people have the opportunity, as I have had, to be a wife . . . a mother . . . a public servant . . . and also to serve in an elective capacity. For me . . . these attainments are far beyond my fondest dreams.

With the continued support of friends . . . with help from the people of Pittsburgh . . . and with God's Blessing . . . I hope that I can repay the confidence that has been shown in me. Thank you.

**Mr. DePasquale:**

Very beautifully said Sophie. I might mention that my Ward Chairman from the Fourth Ward is here, Fred Finello.

The next gentleman I will call upon to say a few words, but first I would like to add a few comments, and I will say that he is bright and I am very hopeful for him. Bill will be the newest Councilman coming aboard and I assure you that Bill will be heard from, and right now I would like to have him come up.

**Mr. Robinson:**

Honored Clergy, Mayor Caliguiri, Distinguished Public Officials, Guests, Friends and Registered Voters:

It has indeed been a privilege for me to come this far and it has been a chal-

lenge. I think on occasions like this, you need to go back to your roots and begin to see those kinds of things that really tell people what you are about.

My mother sometime ago encouraged me to go to Sunday School and to go to church and to pray and I honestly think that this whole campaign prayer really helped me over the rough spots.

As I stand here today before you I want to thank God for giving me this opportunity to serve on City Council — I am very proud to be here. I would also like to thank my mother, my aunt and my sister and all of the individuals that helped me and had confidence in me from the very beginning and also the individuals that voted for me.

I feel very honored to have been the second black to serve on this Council in the 200-year history of the City. This is only the second time that two black persons have served on the Council, and I feel a great legacy has been left to us by those who have preceeded me, and one of those individuals is the former President of Pittsburgh City Council, Mr. Louis Mason.

Beyond that special legacy, I see a great chance before me to serve 450,000 who are indeed the residents of this city, who are indeed the residents of the government because the Government is "of the people, by the people and for the people" and I am very proud that I was the winner among the many candidates who aspired to serve the City and I feel a certain sense of humbleness to be selected among so many people to serve in this distinguished body.

As I said to my wife this morning that I wasn't quite sure if I was up to the new change — I wasn't quite sure if I could take the pressure and then I though back over all the months of hard work and of all the people who had helped me and of all the aggravation I had given my wife and son and I soon realized that I had no other alternative but to accept the change.

My mother gave me a plaque last night and I thought those words were most inspiring and they went like this: "Within each man is the act to be great" and I want to be great for the City of Pittsburgh and I hope that I can serve each and everyone of you in a special way but by the same token, to serve all of the residents and citizens of this great city.

There are many, many people that I would like to thank, but let me close by saying that I am extremely grateful for this opportunity to thank everyone who helped me and to all of those who prayed and walked with me and helped me get this far.

The only thing I can say about the future of this City is that this particular Council will go down in history as the Council that has set the tone for Pittsburgh going into the next century, and I feel a great sense of responsibility to do the best I can and, as a Member of Council, I will do the best and I would like to say that my mother gave me the inspiration. Thank you very much and God Bless You.

**Mr. DePasquale:**

Thank you very much Bill, beautifully said.

The next one, the last but certainly not the least, is the gentleman who is sitting over on the far right who is the Finance Chairman, who has the most difficult job in all of City Council.

I can go back a few years when I believe everyone was quite helpful in selecting and voting for Robert Rade Stone to replace Tom Fagan, who resigned approximately five years ago, and Bob Stone had made his mark and as Finance Chairman, he has faced a most difficult year that we have ever had in the City of Pittsburgh — putting the budget together and giving us no tax increase. Without further adieu, here is Robert Rade Stone.

**Mr. Stone:**

I feel somewhat startled — I thought I was going to get kissed!

Rev. Clergy, The Honorable Mayor Richard S. Caliguiri, President of City Council Eugene P. DePasquale, Former Council President Louis Mason, Jr., Members of City Council, Commissioners, Judges, Governmental Officials, Fraternal Leaders, Officers and members of Holy Trinity Church, other distinguised guests and ladies and gentlemen.

Before beginning, may I introduce members of my family who are in attendance today: my wife, Sally Stone; my mother, who is unable to be with us today, sends her best; my brothers, Nicholas Rade Stone and Peter Rade Stone, my sister Martha Standish, and a dear friend of my wife and I who later became our best man, George Topich.

Permit me, first of all, to acknowledge a "change of guard" on the City Council.

First, to acknowledge and express a debt of gratitude to two members of City Council who are departing, able dedicated and devoted men:

a. one who is leaving public service on the city level, and by latest rumors, will still be involved in public service, but on another governmental level — Mr. Frank Lucchino.

b. the other — who left us "temporarily" and since, has made it permanent, Richard S. Caliguiri.

Second, to welcome a new addition to this body, one whom we have had the opportunity to campaign with, and look forward to working with, for the next four years Councilman William Robinson.

I have now had the opportunity to serve on this City Council for four years and eleven months.

I believe that I have continued to demonstrate . . . a desire to learn . . . a willingness to listen . . . a curiosity to investigate . . . a determination to pursue the resolvement of issues and problems — whether those decisions be popular or unpopular ones, but above all, the continued ability to separate the issue from the personality.

I feel honored and privileged to have had the opportunity to serve on this Council.

During these past four years on this Council — this Council has taken on a new dimension — the ability to act rather than react and the ability to initiate programs.

It was this City Council that initiated and sponsored:

a. the Department of Housing in the City of Pittsburgh, in 1975 — to coordinate our massive housing effort;

b. the City Development Department, in 1974, in order to create a better economic climate by seeking new economic opportunities, while at the same time, preserving or building on our present economic base.

c. our Emergency Medical Services for the City of Pittsburgh — four years ago — to care for the acute medical needs of our citizens.

Just two weeks ago — this City Council initiated and sponsored another change of great importance to our citizens and this City — by limiting and reducing the property owners' responsibility, for maintenance of their water lines — from the property line to the curb box.

This was a just and right decision, for little known, is the fact that some City of Pittsburgh property owners — many on fixed and low incomes — have had to pay repair bills, ranging from $500.00 to $7,000.00 for repairs to their water lines.

But — what does the future hold for all of us?

Having served as Finance Chairman of

this City Council, this year, I have had the opportunity to see — through a "series of reviews" — the financial status — past, present and future — of our great city.

This year, as promised — the City Council of the City of Pittsburgh — did not increase taxes, for its citizens for 1978.

But, in fairness, we caution all, that it is not likely that this can and will continue in 1979!

Our 1978 Tax Operating Budget is a tight budget! Since we are embarking into a new era — with new leadership, this budget, will require constant review throughout the year, not only by the Administration, but by this City Council as well.

This city must; however, accelerate its pace and efforts, as never before — in housing, economic development, public service and safety; and emergency medical services. It must be innovative, decisive, direct and quick, for — any progress, slow in coming — will be wiped out by inflation which has moved in, at a more rapid pace — thannominal progress!

In short, we must get moving!!!

As I stated from this podium on February 5, 1973 and January 7, 1974, I again today, January 3, 1978, would like to re-affirm my belief that in this complex era, with complex problems, CO-OPERATION is of prime importance!

I speak of cooperation between the business world, labor and government. I speak of cooperation by government on all levels, regardless of political affiliation, I speak of cooperation of government with local neighborhood and civic groups and yes, I even envision — a partnership of cooperation — between this City Administration and this City Council.

I would like, publicly, to thank the voters of the City of Pittsburgh for their renewed faith in my candidacy and re-election to this Council.

I would like to congratulate my colleagues and add my expression of thanks to all of you — who, today honor us, by your presence.

Permit me, publicly, to state that I accept, with pride and honor . . . the rights, duties and responsibilities of public service on this City Council . . . for the next four years, as mandated by the people of this City.

I accept . . . with the desire and intention . . . to do what I can to better our city and for the benefit of the people who live within it.

In conclusion, I would like to close with the message contained on the 1978 Tax Operating Budget cover for the Pittsburgh City Council, "Pittsburgh's a whole world of people" . . . let's not forget it!!!

To all of you I extend the season's greetings.

This coming Saturday, January 7, according to the Julian Calendar, is, Christmas Day, for members of Eastern Orthodox Church faith. There are in excess of 100,000 persons of the Eastern Orthodox rite in this area. To those who will then celebrate the birth of Christ, I extend my personal wishes . . . "peace of God . . . Christ is born!"

**Mr. DePasquale:**

Ladies and gentlemen, most of you know the procedure and we won't be here much longer but at the conclusion of the meeting you will have an opportunity to congratulate the new Members of Council and we will form a reception line, so would you please remain a few moments more to congratulate these fine people.

I just noticed Al Hunt who is Chairman of the 25th Ward, and from the 10th Ward, John McNamara, would you please stand up.

Excuse me, this notice was just handed to me and I guess it shows that we don't have impartiality here. I see that Ruth M. Lund who is the newly elected vice-chairman of the Republican Party is here.

I would be remiss at this time if I didn't call upon two gentlemen that are sitting directly behind me — one is the former City Council President, at least of which I succeeded him this morning and the other one, as all of you know, is a former City Councilman and President and now the Mayor. But, I would like to call upon Louis Mason.

**Mr. Mason:**

I am overwhelmed — I was told by my good friend the City Clerk to say a few words but I wasn't expecting to say anything.

I think at the time that the Mayor-elect, or acting Mayor had been in office, I had said about all of the things I possibly could as to how I thought the transition should be made. I think City Council has now constituted one of the best I've seen and if we work together it will be a good community. It is not MY community, but OUR community and it is a well known fact that the Mayor has spent five or six years as a Member of City Council and he has a fine staff of people, as do the Councilmen, and this Council no doubt will become more deeply involved in the beautification of this city.

When I was president of this Council at one time, we had 30 to 50 public hearings a year and that was a record and the number has climbed and climbed. It is tough but we have opened an opportunity for people to express themselves and this is the kind of city everyone is looking for — people who want to participate and who just must get involved.

It has been said that the Government is "of the people, for the people and by the people" and I think we expect it here in Pittsburgh. Sure we are going to have problems and the Mayor is not going to be able to wave any wand and say, "this is Renaissance II." This is calling for hard work on the part of everyone and I am sure we are going to see new faces in government, and we are going to see new faces on committees that are being established in order to keep things rolling. I also want to assure you that we are not going to be doing what Harrisburg and Washington is doing — we are going to make sure that we get our fair share of money and again, to all of those who were sworn in, the very best of luck and if I can be of any help at any time just let me know. I can't hear but I can read and write. Thank you very much.

**Mr. DePasquale:**

A beautiful speech.

I think I am speaking of everyone on Council that the past Mayor of the City of Pittsburgh was a former Councilman and the present Mayor of the City of Pittsburgh was a former Councilman and a former president of City Council and I think it is a great tribute to honor them because the city has progressed so rapidly in the shortest period of time.

At this time the gentleman that you elected as your Mayor for the next four years has a very trying job ahead of him and I am pretty confident that he will succeed. May I present the Honorable Richard S. Caliguiri.

**Mayor Caliguiri:**

Reverend Clergy, Members of Council, Honorable Judges and Friends and the President of Council, Mr. "Jeep" DePasquale:

Jeep, I guess if there's one thing I can say to you as the past president of Council is "to speak softly and carry a big gavel." Your words are well taken and certainly the other Members of Council, Mr. Coyne, Sophie, Mr. Robinson and Mr. Stone, I congratulate each and every one of you. And if it is any indication of this Council as to the words that were just spoken by each one

of them, the enthusiasm and desire that is going to occur in these next four years are true, it is probably going to be the finest Council that the city has ever had and I am sincerely looking forward to coming into the Chambers many, many times over the next four years. I still feel very much at home here even more than I do in my own office and I hope my office can be as warm as that Council Chamber has been to me over the last seven years.

There is no doubt in my mind that I leave with a feeling of mixed emotions because it is where I started and I will always remember that. And, as I said before it is going to take a great deal of hard work because the Administration can't do it alone and I hope to be visiting each one of you to help me in this endeavor and I am sure it is going to be a great four years together. Thank you all so very much.

**Mr. DePasquale:**

Thank you very much, Dick.

**Mr. Perry:**

I understand that Dorothy Brandon has a plaque to present to Mr. DePasquale.

**Ms. Brandon:**

I am proud to present this plaque to Councilman Eugene P. DePasquale in appreciation for your outstanding devotion and concern for all the little people of this community, our thanks.

**Mr. DePasquale:**

I certainly appreciate it but I do have to tell you that I put her up to it.

Now, without further adieu I want to thank each and everyone of you wonderful people and if you would please remain for just a few moments more.

At this time I would like to appoint the chairmen of the Standing Committees of Council.

Committee on Finance
Robert Rade Stone

Committee on Public Works
William J. Coyne

Committee on Planning, Housing and Development
Richard E. Givens

Committee on Supplies
William Russell Robinson

Committee on Water
James E. Bulls (will serve until a new Councilman is elected)

Committee on Parks and Recreation
Sophie Masloff

Committee on Public Safety
James E. Bulls

Committee on Lands and Buildings
James F. Lally

Committee on Hearings
President of Council.

Also, the appointment of Council Members to the Board of Trustees of Carnegie Library:
Richard E. Givens
William Russell Robinson
James F. Lally
And in accordance with the City Ordinance, President of Council.

Also, one member to the Board of Directors of the Buhl Planetarium:
Sophie Masloff

Soph, maybe somewhere in the stars there is Cable TV!

**The Chair presented:**

Bill No. 5

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the Return Board of the County of Allegheny do hereby certify that at the Election held on the eighth day of November, 1977, in said County

RICHARD S. CALIGUIRI

was duly elected to the office of
Mayor
City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 28th day of November, 1977.

Jim Flaherty
Robert N. Pierce

Members of The Board of County Commissioners, Constituting The Return Board of Allegheny County.

Which was read, received and filed.

MOTIONS AND RESOLUTIONS

**The Chair:**

What is the pleasure of Council with respect to the adoption of the Rules of Council?

**Mr. Givens:**

I move that the rules of the preceeding Council be adopted as the rules of this Council.

**Mr. Lally:**

I second the motion.

**The Chair:**

Is there any discussion on the Rules of Council?

And on the question, "Shall the Rules of Council pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| | President |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the Rules of Council were adopted.

**The Chair:**

We are honored this morning to have with us brother Richard Emenecker of the Diocese of Pittsburgh who will offer the Benediction.

**Brother Richard Emenecker:**

O Lord the entire world is filled with your glory. Almighty and Eternal God you know the needs of all people. In your goodness, watch over those in authority so that people everywhere may enjoy freedom, security and peace.

Almighty God we have witnessed today an oath taken by William Coyne, Sophie Masloff, William Robinson and Robert Rade Stone to serve the people of Pittsburgh. Your people.

We thank you for blessing them and giving them the grace to lead and to serve us.

We ask that you give to them and to all leaders in our city government the wisdom and strength to know your will.

Fill them with love of the truth, honesty and righteousness. Make them always remember that they are your servants called by you and by us to lead and serve the people of Pittsburgh.

May they always act in accordance with your will. May their decisions be for the peace and well-being of all of us, may the goodness of the Lord be upon them, and give success to the work of their hands.

To you, Lord God, we give thanks and praise. Amen.

**The Chair:**

I will now entertain a motion to recess this meeting until after the swearing in ceremony of Mayor Caliguiri.

**Mr. Stone:**

So moved.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

And Council recessed.

MAYOR-ELECT RICHARD S. CALIGUIRI'S INAUGURATION

Presiding for ceremonies of Inauguration, City Councilman Robert Rade Stone.

**Councilman Stone:**

Welcome to the 53rd Inaugural Services of the Mayor of the City of Pittsburgh.

**Councilman Stone** introduced the Reverend Dominic J. Olivieri, Pastor of Immaculate Conception Church in Bloomfield to deliver the invocation.

The National Anthem was sung by the Peabody High School Choral Group with the accompaniment of the Jack Purcell Band.

The Pledge of Allegiance was led by Mrs. Carrie Washington.

**Councilman Stone** introduced the Most Reverend Bishop Anthony G. Bosco, friend of the Caliguiri Family.

**Councilman Stone** introduced the following members of City Council, Council President Eugene P. DePasquale, James E. Bulls, William J. Coyne, Richard E. Givens, James F. Lally, Sophie Masloff, and William Russell Robinson.

Also, the City Clerk, Michael Perry, and John McGrady, City Controller.

**Councilman Stone** introduced the Honorable Marion K. Finkelhor, Judge of the Court of Common Pleas of Allegheny County to administer the Oath of Office to the Mayor-Elect.

And the Mayor, Richard S. Caliguiri, took and subscribed to the Oath of Office which was administered to him by the Honorable Marion K. Finkelhor, Judge of the Court of Common Pleas of Allegheny County.

**Councilman Stone** introduced the 53rd Mayor of the City of Pittsburgh, the Honorable Richard S. Caliguiri.

**Mr. Caliguiri:**

These inaugural ceremonies represent a public ratification of two decisions which were made in 1977.

The first came last April when I took office as Mayor of Pittsburgh — the "acting Mayor" as some people like to say, the "active Mayor" as I believe I demonstrated in the weeks and months that followed. I was fortunate, the City was fortunate, that Pittsburgh was not then — and is not now — a city in crisis. But we were then a city which had lost all too much of its momentum, a city which had lowered its expecta-

tions, a city which had accepted the status quo.

I think we changed that — and changed it fast.

And because we changed it, the voters of this City — in the 13 hours that the polls were open on the drizzly day of November 8 — changed the political habits of a century. I was elected Mayor as an independent, outside the established political system, as a free agent committed only to the betterment of Pittsburgh and the general welfare of its people.

The voters rejected the symbols of politics as usual, and they gave me a mandate to perform as their trustee, with a sworn duty to their interests — and their interests alone.

That does not mean, however, that we should work to destroy the political parties, which are — when all is said and done — the instruments we must employ to make our democracy function. It means rather that we should work to improve them, to restore them to a sense of mission, to make them the supporters of constructive change in our city and in our society.

The Mayor of a great city is not only an executive, a manager. He is also of necessity a spokesman for his city and — through the office which he holds — he has a place of consequence in our public forums: city, county, state and national. I intend to use that place, not for personal ambition or vainglory, but for the benefit of Pittsburgh and the urban region which our city serves.

We are not an island. We are not a city-state.

We must live and prosper in interdependence with our neighboring municipalities, with our county, with our region, with the Commonwealth. We have a series of relationships with the Federal government which are vital to us in support of our general revenues, in community development, in economic development, in housing programs, in transportation.

Our intergovernmental relationships must be fostered, safeguarded, and enhanced. That I propose to do.

Most particularly, I hope to see our City and our suburbs work in cooperation — not in competition. And I hope to reverse the concept that Pittsburgh as a city is the hole in the county doughnut. We must learn to plan and to act in common — City and County — and I will seek the fullest cooperation between City Hall and the Courthouse across the street.

The same is true of the Mayor and the members of City Council. There is no need to use the cliche: "Mayor extends olive branch" because this mayor has never been at war with his former colleagues, no matter what hard words may have been spoken in the heat of a campaign. Instead, I offer today another well known phrase: "We're all in this together". Accordingly, I trust that the Council will share with me both the burdens and the pleasures of working for this City which we love, and to which we owe so much.

I said in the beginning that these ceremonies were a ratification of past events. That does not mean that they are an anticlimax. They mark instead the recommitment to our obligations to Pittsburgh and its people, and an occasion when we can restate — however briefly — our opportunities and the demands they make upon each one of us.

As you well know, we managed to repave a few miles of streets — I think it was 117 miles — last year. That was not an election year gimmick. It was the City government's answer to a perceived need — a need which I can assure wou will not be put aside and neglected now that we have four more years.

It was also a symbolic act — a recognition that Pittsburgh does not have to be a sloppy and unkempt city, slovenly in its public and private housekeeping. I can't promise that we will be as neat

as a Dutch village, but I can promise you that we will do our damndest.

We also used a phrase: "Renaissance II". And that is more than a political slogan. It is a shorthand expression of all that we must do to keep Pittsburgh competitive with the growth centers that are now so strong in other parts of the United States and to keep us from slipping into comparative decline.

It is not simply a matter of counting heads, nor of boasting of uncontrolled and unmanageable growth. It is a matter of the quality of life as we live it in our neighborhoods and in our Golden Triangle, as we enjoy it in our homes, our workplaces, our centers of education and entertainment. It is a matter of our economic productivity and our employment base, of our fiscal strength as a city government and of our maintennance and improvement of what the planners call our public infrastructure.

A second renaissance in Pittsburgh will be city-wide.

We have the programs with which to do it, we have the will, the committment, and we have the executive energy and the technical skills.

People tell me that we have assembled the best development team in Pittsburgh's history. I can only hope that the future will show that they are right. And let me say here and now that the next four years will produce tangible evidence of my commitment and the commitment of this Administration to economic and commercial development, and to new and improved housing for our people — evidence on a scale which no one thought possible in the recent past.

By tradition, inaugural speeches are supposed to be full of memorable phrases, a ringing challenge, a call to arms.

For better or worse, that is not my style.

My style is work, hard dedicated work.

And that, my friends, is what we are going to do from this time on. It is not back to the political drawing board. It is instead back to the task of building a better, more liveable city and truly keeping Pittsburgh a "City On the Move"!

That is our duty. That is our challenge. And that is my promise to the people of Pittsburgh.

**Councilman Stone:**

"Pittsburgh is a very warm city made up of very warm people . . . let's have a warm welcome for the 53rd Mayor of the City of Pittsburgh."

**Councilman Stone** introduced members of the Caliguiri Family who were in attendance. Those on the stage were: the Mayor's wife, Jeanne and two sons, Gregg and David, the Mayor's mother and father, Mr. and Mrs. Chris Caliguiri, the Mayor's mother-in-law, Mrs. Virginia Conte.

Those in the audience were, the Mayor's brother, Bob and his wife Sally, the Mayor's sister, Ginny, the Mayor's Aunt Ann Curto, Aunt Rose Curto, Uncle Duke Curto, Uncle Joe and Aunt Betty, Jeanne's brothers Ralph and Al Conte, Jeanne's sisters, Mrs. Robert Angel and husband Bob, Mrs. Emma Janicki, Jeanne's Aunt Evvie and Carmen Morante, Jeanne's Aunt Helen DeNinno.

**Councilman Stone** then introduced Rabbi Walter Jacob for the benediction.

**Councilman Stone:**

On behalf of the Mayor of the City of Pittsburgh, permit me to cordially invite all of you to a reception in the lobby of the City-County Building, where you might personally meet, greet and congratulate Mayor Caliguiri and his family as well as to share in some refreshments.

And the hour of recess having expired Council reconvened and there were present:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

ABSENT:

Mrs. Masloff

PRESENTATIONS

The Chair presented

Bill No. 6. Bond from The American Insurance Company in the amount of $25,000.00 on behalf of Richard S. Caliguiri as Mayor of the City of Pittsburgh.

Which was read and approved.

MOTIONS AND RESOLUTIONS

Bill No. 7. Communication from Mayor Caliguiri, submitting the name of Glenn Cannon as Director of the Department of Emergency Medical Services.

Which was read, received and filed.

Also,

Bill No. 8. Resolution that the appointment by the Mayor of Glenn Cannon of 1527 Trinity Drive, Pittsburgh, Pennsylvania as Director of the Department of Emergency Medical Services, is hereby approved and confirmed, effective January 3, 1978.

Which was read.

Also,

Bill No. 9. Communication from Mayor Caliguiri, submitting the name of David L. Donahoe as City Treasurer, effective January 16, 1978.

Which was read, received and filed.

Also,

Bill No. 10. Resolved that the appointment by the Mayor of David L. Donahoe as City Treasurer effective Monday, January 16, 1978, be and the same is hereby approved and confirmed; and the prior residency provision of the Charter Act of 1901 is hereby waived.

Which was read.

Also,

Bill No. 11. Communication from Mayor Caliguiri re-appointing Gretchen Donaldson as a Magistrate in City Court for a term of four years from December 31, 1977.

Which was read, received and filed.

Also,

Bill No. 12. Resolution that the reappointment by the Mayor of Gretchen Donaldson of 5825 Fifth Avenue, Pittsburgh, Pennsylvania, be and the same is hereby approved and confirmed as a Magistrate in City Court for a term of four (4) years from December 31, 1977.

Which was read.

Also,

Bill No. 13. Communication from Mayor Caliguiri, submitting the name of Melanie J. Smith as Director of the Department of Personnel and Civil Service Commission.

Which was read, received and filed.

Also,

Bill No. 14. Resolved that the appointment by the Mayor of Melanie J. Smith of 1411 Grandview Avenue, Pittsburgh, Pennsylvania as Director of the Department of Personnel and Civil Service Commission for the City, is hereby approved and confirmed, effective January 3, 1978.

Which was read.

Mr. Coyne moved

That the appointments be held for 2 weeks so we can get an opinion from our legal advisor.

Which motion prevailed.

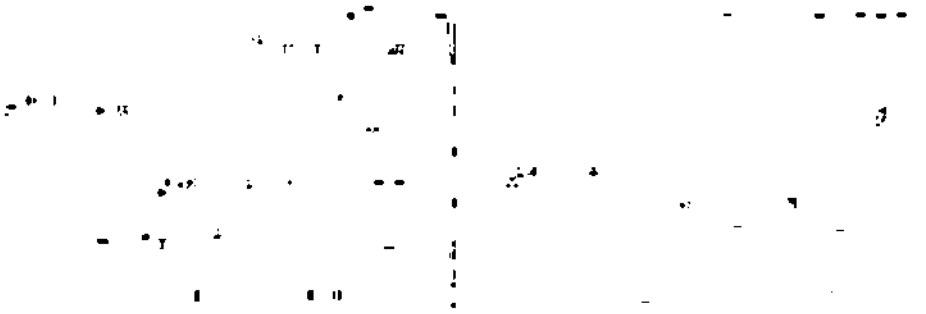
Mr. Stone moved

That Mrs. Masloff be excused for absence.

Which motion prevailed.

And on motion of Mr. Givens,

Council adjourned.



# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, January 9, 1978 No. 2



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, January 9, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale Pres't |

The meeting was opened by the recitation of the pledge of allegiance to the flag of the United States of America.

I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 15. Resolution authorizing the issuance of a warrant in favor of Sciulli Brothers, Inc., in the amount of $495.00 in payment for extra work in connection with Waterline Installations — Various Locations, Department of Water No. 1863, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 16. Resolution authorizing issuance of a warrant in favor of Police Officer Richard Puleo and James A. Wymard, Esq., 1400 Lawyers Bldg., Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof.

Also

No. 17. Resolution amending Resolution No. 1184 of 1977 entitled, "Authorizing the Mayor to issue and the City Controller to countersign a warrant to the Commonwealth of Penna., Governor's Justice Commission, in the amount of $57,328.00" and repealing Ordinance No. 614 of 1973, entitled, "Authorizing the issuance of a warrant in the amount of $3,691.76 in favor of the Amoco Oil Co., P. O. Box 7763, Chicago, Illinois 60680, in payment for gasoline and oil purchases made by the Organized Crime Division of the Pittsburgh Bureau of Police."

Which were severally read and referred to the Committee on Finance.

Also

No. 18. Communication from John C. Miller, Director of Water, requesting interim approval of payment of $472.50

for extra work in connection with widening and improving Liberty Ave. at Bloomfield Bridge, Dept. of Water No. 1603-G, Controllers Contract No. 22327.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 19. Resolution authorizing issuance of a warrant in favor of the Scobba General Contractors in the amount of $478.00 in payment for extra work in connection with the Refuse Office and Locker Facility, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 20. Resolution vacating Danley Street, between Valley Rue Street and Ace Way in the Twentieth Ward of the City of Pittsburgh, excepting and reserving an easement for the 15 inch sewer line and the 8 inch waterline located therein.

Also

No. 21. Resolution vacating a portion of Irvine Street in the Fifteenth Ward of the City of Pittsburgh.

Also

No. 22. Communication from John E. Ruff, Director of Public Works, requesting reimbursement to James J. Kennedy and other employees listed therein for supper money expenses incurred while working in Johnstown, Pa. on flood relief, at aggregate cost of $265.30, which has been paid by the City of Johnstown and deposited in the M.N.O.C. account.

Also

No. 23. Communication from Frank A. Williams, Director, Department of Environmental Services submitting Ten Year Solid Waste Management Plan, Part I, 1977.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 24. Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, by including an exception whereby the Zoning Administrator may authorize financial institutions in "I-C" Institutional-Civic Districts under specified conditions.

Also

No. 25. Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet Nos. 7 and 8 by changing from "R3" Multiple-Family Residence District to "RP" Planned Residential Unit Development District all that certain property bounded by: Beltzhoover Ave.; Bailey Way; Tank Way; Lot Numbered 217, Block 3-N in the Allegheny County Block and Lot System; Science St.; Lot Numbered 238, Block 3-N in the aforesaid system; the Unnamed Way located parallel with Beltzhoover Ave. between Science St. and Bailey Way; and Lot Numbered 232, Block 3-N in the aforesaid system, 18th Ward.

Also

No. 26. Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 17 by changing from "R1" One-Family Residence District to "RP" Planned Residential Unit Development District all that certain property bounded by: South Richland (private) St.; Lots Numbered 156 and 197, Block 175-J in the Allegheny County Block and Lot System; the "R3" Multiple-Family Residence District west of South Braddock Avenue and south of Tuscarora St.; and Lot Numbered 190, Block 175-N in the aforesaid system, 14th Ward.

Also

No. 27. Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 11 by changing from "R4" Multiple-Family Residence District to "C3" Commercial District all that certain property bounded by: Penn Ave.; Lot Numbered 27, Block 49-P in the Allegheny County Block and Lot System; Woolslayer Way and 39th Street, 6th Ward.

Also

No. 28. Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from "R4" Multiple-Family Residence District to "R2" Two-Family Residence District all that certain property bounded by: Emerson Street, the rear property boundary of Lots Numbered 250, 247, 245, 244, and 241, Block 84-R in the Allegheny County Block and Lot System; Puritan Way; Howe Street; the "R4-H" Multiple-Family Residence District located between Howe Street and Kentucky Ave.; and the "R2" Two-Family Residence District located between Shady Ave. and Emerson Street, 7th Ward.

Also

No. 29. Resolution authorizing renewal of a Conditional Use under Section 2801-1-A-(33) of the Z. O. No. 192(58), as amended, for a 9-story, 133-unit facility for housing for the elderly on 1.92 acres of property zoned "C3" District and located on the northerly side of Baldwick Road, adjacent to the Noble Manor Shopping Center, 28th Ward.

Also

No. 30. Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192 approved May 10, 1958, as amended, for use of the three story structure located at 6620 Dalzell Place as an institutional facility (group home for 8 mentally retarded and/or physically handicapped young adults with 2 houseparents) for Children Aid Homes for Special People, Inc. on property zoned "R3" Multiple Family Residence District and identified as Lot Numbered 142, Block 127-A, in the Allegheny County Block and Lot System, 14th Ward.

Also

No. 31. Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192 approved May 10, 1958, as amended, for use of structures located at 500 Shady Avenue and 6222 Howe Street as an Institutional Facility (short-term residence facility for parents whose children are in-patients at local medical centers) for Childrens Oncology Services of Pittsburgh, Inc., on property zoned "R4-H" Multiple-Family Residence District and identified as Lot Numbered 196, Block 84-R in the Allegheny County Block and Lot System, 7th Ward.

Also

No. 32. Resolution approving a Conditional Use under Section 2801-1-A-(9) of the Zoning Ordinance No. 192, approved May 10, 1958, as amended, for use of a major portion of the existing six story structure as an educational institution (housing complex for 256 students) for the University of Pittsburgh on property zoned "C4" Commercial District, known as 3517 to 29 Forbes Avenue and is identified as Lots Numbered 149 and 154, Block 28-F, in the Allegheny County Block and Lot System, 4th Ward.

Also

No. 33. Resolution providing for a Third Supplemental Agreement with the Urban League of Pittsburgh Inc., for housing counseling and housing information services, extending the term of the Agreement through April 30, 1978 and increasing the amount provided therefore to $261,251.00.

Also

No. 34. Resolution authorizing the Mayor and Planning Director to enter

into a contract or contracts with Southwestern Pennsylvania Regional Planning Commission for planning services for which Southwestern Pennsylvania Regional Planning Commission will pay the City $29,433.00.

Also

No. 35. Resolution authorizing the Mayor and Planning Director to enter into a contract with the University of Pittsburgh for the purpose of conducting a study through the School of Social Work of resident commitment to their neighborhoods payable from 1977 Community Development Block Grant ULO Trust Fund.

Also

No. 36. Resolution defining the term "Eligible Housing" and making certain other findings in connection with the rehabilitation of the housing stock of the City; providing for a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh to implement a program for the rehabilitation of eligible housing, including issuance by said Authority of Revenue Bonds; and providing for the payment by the City to the Authority of an amount not to exceed $1,200,000 of Community Development Block Grant Funds.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Also

No. 37. Petition from residents of the 9th, 10th, and 11th Wards of the City of Pittsburgh requesting a 24 hour, 7 day a week service for the removal of dead animals in the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Also

No. 38. Communication from Robert Lurcott, Director of City Planning, requesting permission for Gary Erenrich, Transportation Planner, to attend Annual Transportation Research Board Conference, Washington, D.C., January 16-18, 1978, at cost not to exceed $125.00, payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Also

No. 39. Communication from Paul Brophy, Director of Department of Housing, requesting permission to attend training session of Neighborhood Strategy Areas sponsored by U. S. Conference of Mayors, Washington, D.C., Jan. 16, 1978, at cost not to exceed $100.00, payable from Code Account 1371, Miscellaneous Services, Supplies, Materials, Repairs, and Equipment, Dept. of Housing.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 40. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Hende-Jon Furniture Showrooms Inc., in the amount of $1,266.72 in payment for modular furniture and allied equipment, purchased for the City of Pittsburgh without previous authority of law, and providing for the payment thereof.

Also

No. 41. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Carnegie Library of Pittsburgh in the aggregate amount of $29,778.00 in payment for improvements at various branches, without previous authority of law, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 42. Resolution granting a License to Duquesne Light Company for the installation of one (1) anchor on City property, 12th Ward.

Also

No. 43. Resolution providing for the renewal of the City County Building Elevator Maintenance Contract, Controller's Contract No. 16044, and providing for the payment thereof.

Also

No. 44. Resolution providing for the renewal of the Public Safety Building Elevator Maintenance Contract, Controller's Contract No. 17151, and providing for the payment thereof.

Also

No. 45. Resolution authorizing the sale of property in the 10th Ward on Hillcrest Street, to Theodore R. and Dora J. Nelson, for the sum of $350.00.

Also

No. 46. Resolution authorizing the sale of property in the 12th Ward, on Gladefield Street, to Jetson B. Dent, for the sum of $250.00.

Also

No. 47. Resolution authorizing the sale of property in the 12th Ward, on Gladefield Street, to Jetson B. Dent, for the sum of $500.00.

Also

No. 48. Resolution authorizing the sale of property in the 13th Ward, on Susquehanna Street to Rosalie Crayton, for the sum of $300.00.

Also

No. 49. Resolution authorizing the sale of property in the 15th Ward, on Ludlow Street, to Thomas F. Easton, for the sum of $2,500.00.

Also

No. 50. Resolution authorizing the sale of property in the 17th Ward, on rear of Quarry Street to Frank M. and Catherine Waga, for the sum of $600.00.

Also

No. 51. Resolution authorizing the sale of property in the 19th Ward, on Bronson Street, to Lillian S. Ecung for the sum of $400.00.

Also

No. 52. Resolution authorizing the sale of property in the 25th Ward, on Perrysville Avenue to Dennis P. and Helen T. Berecky for the sum of $750.00.

Also

No. 53. Resolution authorizing the sale of property in the 32nd Ward, on rear of Homerhurst Ave. to Stanley H. and Janet D. Dinert, for the sum of $150.00.

Also

No. 54. Communication from Harold West, Director of Lands and Buildings, requesting interim approval of payment of $420.45 to Franklin Interiors in connection with installation of carpeting, 4th Floor, City County Building.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 55. Resolution authorizing the issuance of a warrant in favor of Duquesne Light Co. in the amount of $1,330.00 in payment for work performed at the new Frick Park Nature Center, Department of Parks and Recreation; and providing for the payment thereof.

Also

No. 56. Resolution authorizing issuance of a warrant in favor of Ralph Plumbing and Heating Company, Inc., in the amount of $644.60 in payment for extra work in connection with the renovation of building — Homewood Senior Citizens Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 57. Resolution amending Resolution No. 851, approved September 26, 1977, entitled, "AUTHORIZING the issuance of a warrant in favor of Harry Dunn Construction Company in the amount of $4,482.00 in payment for extra work in connection with the East Hills Park Swimming Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof", by specifying the year funds were made available.

Which were severally read and referred to the Committee on Finance.

Also

No. 58. Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, entitled, "Resolution adopting the 1977 Capital Budget, allocating and setting aside amounts in connection therewith; creating Capital Trust Funds, and transferring Bond Funds to said Capital Trust Funds", by increasing the allocation for the Local Public Works Employment Act (PR 77-25) and the total for the Department of Parks and Recreation.

Also

No. 59. Resolution further amending Resolution No. 675 approved August 16, 1976 which provided for the filing of an application by the City with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976, by increasing the maximum aggregate authorized amount from $14,308,600.00 to $14,318,600.00 and by providing for the payment of the additional $10,000.00 by increasing the amount of funds available from PR 77-25, and by amending Exhibit 1 to indicate the revised total funding.

Also

No. 60. Resolution providing for a Cooperation Agreement or Agreements with the Housing Authority of the City of Pittsburgh for the design and renovation of a building at 1900 Broadhead Fording Road owned by the Pittsburgh Housing Authority and providing for the payment thereof in an amount not to exceed $200,000 in the Department of Parks and Recreation.

Also

No. 61. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $995.00 for extra work in connection with renovation of Building — Homewood Senior Citizen Center, Controllers Contract No. 22753-F.

Also

No. 62. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $1,565.00 for extra work for renovation of Building — Homewood Senior Citizen Center, Controller's Contract No. 22754-F.

Also

No. 63. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $1,925.00 for emergency repair of main electrical distribution system at Garden Center in Mellon Park.

Also

No. 64. Communication from Louise R. Brown, Director of Parks and Recreation,

requesting permission for one Parks and Recreation staff member to attend National Recreation and Park Association Mid-Atlantic Regional Council, King of Prussia, Pa., Jan. 31-Feb. 1, 1978, at cost not to exceed $215.00, payable from Code Account 1801, Miscellaneous Services, Dept. of Parks and Recreation.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 65. Communication from John E. McGrady, City Controller, submitting Performance Audit of the Department of Supplies.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 66. Resolution providing for earned vacation pay for the retiring City Treasurer for the year 1978.

Also

No. 67. Communication from John E. McGrady, City Controller, requesting permission for Raymond E. Johnson, Deputy City Controller, to attend the annual Municipal Finance Officers International Conference to be held in Houston, Texas, from May 14-18, 1978, at cost not to exceed $750.00, payable from Code Account No. 1048, Miscellaneous Services, Department of City Controller.

Also

No. 68. Communication from Melanie Smith, Director of Manpower Planning, requesting permission for Heladia Nardi to attend Training Liaisons Meeting sponsored by Dept. of Labor, Washington, D.C., January 30-February 1, 1978, at cost not to exceed $200.00, payable from CETA Trust Fund, Federal Funds.

Which were severally read and referred to the Committee on Finance.

Mr. DePasquale presented

No. 69. Communication from Mayor Richard S. Caliguiri, submitting his resignation as a member of the Council of the City of Pittsburgh effective upon taking office as elected Mayor.

Which was read, received and filed.

Also

No. 70. Communication from Kenneth Fields, Fiscal Officer, submitting the Collective Bargaining Agreement between the City of Pittsburgh and the Pittsburgh Joint Collective Bargaining Committee, dated December 23, 1977.

Which was read and referred to the Committee on Finance.

Also

No. 71. Petition from the owners of property located on Hollenden Place requesting the dedication of Hollenden Place to the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair presented

Bill No. 72. Communication from Mayor Richard S. Caliguiri returning Bill No. 3758 (77) "Resolution transferring the sum of $164,264.06 or the unencumbered balance as of December 31, 1977 from Code Acct. No. 42 Contingent-Fund to Code Acct. No. 42-7 Contingent Fund — Pensions" with his veto.

Which was read.

Also,

Bill No. 3758. Resolution transferring the sum of $164,264.06 or the unencumbered balance as of December 31, 1977 from Code Acct. No. 42 Contingent Fund

to Code Acct. No. 42-7 Contingent Fund — Pensions.

Which was read.

**Mr. Stone:**

Mr. President, on the first bill and the first bill only — that is a duplicate and as it turns out we have it in the budget. I therefore move that we sustain the Mayor's veto on that one.

**Mr. Perry:**

One is a communication from the Mayor and the other one is the vetoed bill.

**Mr. Stone:**

Okay, then on the communication, I move that it be received and filed. On Bill No. 3758, I move to sustain the Mayor's veto.

**Mr. Stone:**

Mr. President if I may, last year we had money in the Budget which was never used because we didn't have enough and now we are providing the whole $389,000 which is in the tax operating budget, so those monies are no longer needed.

**Mr. Lally:**

Okay.

**Mr. Stone:**

I share all of your concern with that, but the money that's needed for the Pensioneers is in this year's budget.

**Mr. Lally:**

Your word is good enough for me.

**Mr. Coyne**

The other important thing to remember is that Council is still in control of what happens to the funds.

**Mr. Stone:**

Yes.

**Mr. Givens:**

What happens to the money?

**Mr. Stone:**

It goes into Council's Contingent Fund, Code Account 42.

**Mr. DePasquale:**

Motion to sustain?

**Mr. Stone:**

So moved.

**Mr. Lally:**

I second the motion.

**Mr. DePasquale:**

Is there any other discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale Pres't |

Ayes 8 Noes none

And there being a majority of the

votes of Council in the affirmative, the veto was sustained.

MOTIONS AND RESOLUTIONS

Mr. Stone:

I have a comment if I may Mr. President — I don't know if the other Members of Council read in the newspapers about some recent legislation about the Commonwealth of Pennsylvania General Assembly — I think it was sponsored by Senator Nolan and it has the endorsement of Juvenile Court and what it amounts to is putting in group homes for children without control or supervision prior to the approval of municipalities. They have one restriction or limit and that is that they can't be put closer than 2500 feet.

I personally am not opposed to the concept of group homes with "a mother and father" so to speak, but I am opposed to permitting this kind of operation for the reason that it seems as of late, we in the City of Pittsburgh have become the site of all the group homes for city residents as well as county residents. In addition, certain areas of the City of Pittsburgh are becoming totally impacted and only by this concept — the group homes as well as the pre-release centers of alcoholics and homes of drug and rehabilitation centers.

Again, I am not opposed to any of those either, but to be quite honest, when you take all of them and you put them in one area as we had in the South Side, Shadyside and Oakland, I personally think something ought to be done. I don't think the City of Pittsburgh or any municipality wants to veto this kind of idea, but I think it is wrong and we should have some arrangement or some better control so that we don't have them in one area and all of them at one time.

As I have indicated, there should be some program whereby all of these particular units are limited rather than one of each system as it is happening now because you end up with possibly five or six different concepts.

I personally would like to move at this time that a letter be sent to Senator Nolan and to the Senate indicating this Council is opposed to any group bill which does not take into consideration the overall comprehensive study in this program.

Mr. Lally:

I second the motion.

Which motion prevailed.

Mr. Givens:

Mr. President, I would like to add to that comment and it comes under the Planning Commission.

I talked to Bob Lurcott today and he indicated that the City Planning Commission wants to sit down with Council and go over this particular subject that Bob (Stone) just went over and I think on the pending three bills we have come to the point where we should call for a public hearing whereby we can get our City Planning Commission up here possibly along with our Planning Director and other people and discuss this openly and possibly have somebody in from the state to address this particular bill, and it should be conducted at our first Wednesday session.

Mr. Stone:

The only problem with that Dick, this bill has more representation and what happens is the state has a right to put them in even without prior notice to the City of Pittsburgh or the municipalities. That is not fair because I had found out at a meeting in Carrick when Judge Tamilia was here explaining this and after he had, we found out nobody knew anything about it because it just sprung up that way.

Mr. Lally:

Can they supercede our zoning?

Mr. Stone:

The City of Pittsburgh can't even veto it. As I understand it, they put in alcoholic programs, the Salvation Army Program and they also had a Pre-release Program on Ninth Street which they never told anybody and less than three weeks after that a convict held a knife to a lady.

We also have some Federal release prisoners, we have drug and rehabilitation programs — that's fine if they are run separately but if you put them all in one shot, it isn't fair.

**Mr. Lally:**

I think it ought to be on record as Bob said, to send a letter to all the Senators.

**Mr. Stone:**

I agree. I think as an addendum to that, I'd like to indicate that we would like to have some opportunity to speak to them on this issue because we have to change it.

**Mr. Bulls:**

I agree with you but my concern is also the same concern — not only of the South Side but of the North Side as well. When you are talking about pre-release, I can give you a case where Mrs. Rooney, who is the wife of Art, informed me that a building next door to them housed pre-release prisoners and they didn't even know about it, so I am concerned with all types.

**Mr. Stone:**

I am sorry Jim. I meant the North Side also. They are making it very clear saying that we have no right to stop them and the way the state has been running, I don't know if they know what they are doing.

**Mr. Lally:**

We have the right now, but under the law we don't have the right.

**Mr. Stone:**

There was some question on that but there has been a slight change in this one. Legally it is 2500 feet but I haven't seen the bill.

If you will recall for months we have been trying to get our Planning Commission to come through with a comprehensive program covering all of these particular agencies and systems and no matter what we do, it doesn't make any sense. You are right Mr. Bulls, that is another area I overlooked.

**Mr. DePasquale:**

The motion has been approved.

**The Chair presents**

Bill No. 73. Communication from Mayor Caliguiri submitting the name of Mead Mulvihill as City Solicitor in the Law Department.

Which was read, received and filed.

Also,

Bill No. 74. Resolution approving the appointment of Mead Mulvihill as City Solicitor in the Law Department.

Which was read.

Also,

Bill No. 75. Communication from Mayor Caliguiri submitting the name of Paul Brophy as Director of the Department of Housing.

Which was read, received and filed.

Also,

Bill No. 76. Resolution approving the appointment of Paul Brophy as Director of the Department of Housing.

Which was read.

Also,

Bill No. 77. Communication from Mayor Caliguiri submitting the name of John Ruff as director of Public Works.

Which was read, received and filed.

Also,

Bill No. 78. Resolution approving the appointment of John Ruff as Director of the Department of Public Works.

Which was read.

Also,

Bill No. 79. Communication from Mayor Caliguiri submitting the name of John Miller as Director of Water.

Which was read, received and filed.

Also,

Bill No. 80. Resolution approving the appointment of John Miller as Director of Water.

Which was read.

Also,

Bill No. 81. Communication from Mayor Caliguiri submitting the name of David Wykoff as Director of the Department of Supplies.

Which was read, received and filed.

Also,

Bill No. 82. Resolution approving the appointment of David Wykoff as Director of the Department of Supplies.

Which was read.

Also,

Bill No. 83. Communication from Mayor Caliguiri submitting the name of Harold West as Director of the Department of Lands and Buildings.

Which was read, received and filed.

Also,

Bill No. 84. Resolution approving the appointment of Harold West as Director of the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 85. Communication from Mayor Caliguiri submitting the name of Robert Coll as Superintendent of the Department of Police.

Which was read, received and filed.

Also,

Bill No. 86. Resolution approving the appointment of Robert Coll as Superintendent of the Department of Police.

Which was read.

Also,

Bill No. 87. Communication from Mayor Caliguiri submitting the name of Thomas Kennelly as Chief of the Fire Department.

Which was read, received and filed.

Also,

Bill No. 88. Resolution approving the appointment of Thomas Kennelly as Chief of the Fire Department.

Which was read.

Also,

Bill No. 89. Communication from Mayor Caliguiri submitting the name of Louise R. Brown as Director of the Department of Parks and Recreation.

Which was read, received and filed.

Also,

Bill No. 90. Resolution approving the appointment of Mrs. Louise R. Brown as Director of the Department of Parks and Recreation.

Which was read.

Also,

Bill No. 91. Communication from Mayor Caliguiri submitting the name of James Norman Walker as Director of Environmental Services.

Which was read, received and filed.

Also,

Bill No. 92. Resolution approving the appointment of James Norman Walker as Director of Environmental Services.

Which was read.

**Mr. DePasquale:**

I don't recall in my time of us having to approve the Fire Chief and the Police Superintendent?

**Mr. Perry:**

We approve them.

**Mr. Stone:**

I would move that they be held for the usual two weeks.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

**Mr. Lally:**

Did they come from the Mayor's Office?

**Mr. Coyne:**

The other thing I would like to point out is that a week from this Wednesday will be the first opportunity we would have to have the Directors come up before Council.

**Mr. Stone:**

If no one has any objections, I would hope, I will be away next week.

**Mr. Coyne:**

That is within the two-week holding period, if we have the Directors up then.

**Mr. Lally:**

It will be two weeks.

**Mr. Coyne:**

Bob (Stone) is saying that he will be here two weeks from this Wednesday.

**Mr. Lally:**

I will be here the 18th but not the 16th.

**Mr. Stone:**

If no one has any objections . . .

**Mr. Coyne:**

I don't see any problem. They are serving as directors now so it doesn't make any difference.

Mr. Stone:

Can we hold the appointments for three weeks for final confirmation? Then they could come up for the Finance Meeting.

Mr. Givens:

I second the motion to hold for 3 weeks.

Which motion prevailed.

Mr. Stone moved

That the Minutes of December 27, 1977, be approved.

Which motion prevailed.

And on a motion of Mr. Givens,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, January 16, 1978 No. 3



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, January 16, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale, President |

ABSENT:

| | |
|---|---|
| Mr. Lally | Mr. Stone |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 93. Resolution transferring amounts not to exceed $4,208 from PCRP Trust Fund (Police Community Relations Project) to the General Fund.

Which was read and referred to the Committee on Finance.

Also

No. 94. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of automotive equipment, less trade-ins, for the Department of Water and for the payment thereof.

Which was read and referred to the Committee on Supplies.

Also

No. 95. Resolution providing for a contract for a Water Line Improvement Survey of portions of the Distribution System of the Department of Water and other engineering studies of the water system and providing for payment of the cost thereof.

Also

No. 96. Resolution providing for a contract or contracts for the cleaning, repairing, cement lining and other work incidental thereo, for the 48" Rising Main, Brilliant Pumping Station to Highland Reservoir #2; and providing for the payment thereof.

Which were read and referred to the Committee on Water.

Mr. Coyne presented

No. 97. Petition from residents of Ward Street, 4th Ward, requesting that Ward Street from Semple Street to the Boulevard of the Allies be made one-way for vehicle traffic.

Also

No. 98. Petition from residents of Session Street, requesting "No Parking" signs be posted on the east side of the 5500 block of Dellaglen Avenue, and also requesting the north and south ends of Dellaglen Avenue be connected to insure access to Session Street at all times.

Also

No. 99. Resolution vacating Edington Street between Frayne and Blackstone Street in the 15th Ward of the City of Pittsburgh, excepting and reserving the 15-inch sewer line located therein.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 100. Resolution providing for the purchase of certain property in lieu of condemnation from Josephine M. Bock, LeSauer G. Smith, Jr., Elda Ann Prass and Engel P. Hevenor for the widening of Forward Avenue at the intersection of Forward and Murray Avenue in the 14th Ward of the City of Pittsburgh, and providing for the relocation of certain physical facilities of the Boron Oil Company, lessee of the aforesaid property and providing for the payment of the related costs thereof.

Also

No. 101. Resolution providing for the taking and payment of an estimate of Just Compensation together with title fees and appraisal costs related to condemnation of property from Mary Poli necessitated by the widening of Forward Avenue at the intersection of Forward Avenue and Murray Avenue in the 14th Ward of the City of Pittsburgh.

Also

No. 102. Resolution providing for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Nathan J. Lippard and Hilda Lippard, his wife, authorized by City Council Resolution No. 753, effective October 1, 1976.

Also

No. 103. Resolution providing for payment of an estimate of Just Compensation together with title fees and appraisal costs related to condemnation of property from Maurice L. Schwarts and Helen S. Schwarts, his wife, authorized by City Council Resolution No. 185, effective April 22, 1968.

Also

No. 104. Resolution providing for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Sam Merenstein and Gertrude Merenstein, his wife, authorized by City Council Resolution No. 754, effective October 1, 1976.

Also

No. 105. Resolution providing for payment of an estimate of Just Compensation, together with title fees and appaisal costs related to condemnation of property from Peter Menegaz and Rina Menegaz, his wife, authorized by City Council Resolution No. 374, effective June 8, 1976.

Also

No. 106. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Dennis Shives and Ida M. Shives for the sale of Parcel 75 in the 5th Ward, in Redevelopment Area No. 32.

Also

No. 107. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gloria M. Hanner for the sale of Parcel 57 in the 5th Ward, in Redevelopment Area No. 32.

Also

No. 108. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Barbara Luderowski for the sale of Parcel 122 in the 21st Ward, in Redevelopment Area No. 27.

Also

No. 109. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 19th Ward designated in the Deed Registry Office of Allegheny County as Block 35-A, Lot No. 45 — Napoleon Street — Residential Land Reserve Fund.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Givens (for Mr. Lally) presented

No. 110. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh, to enter into a lease from Victor C. Cserer and Charles C. Wills, for all that certain building situate at 1103 Western Avenue, 21st Ward, for a term of six (6) months, for use by the Department of Supplies warehouse and body shop and other public purposes, upon certain terms and conditions, and providing for the payment of same.

Also

No. 111. Resolution amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, adopting the 1976 Capital Budget and further amending Exhibit 1 of Resolution No. 1038, effective January 1, 1977, as amended entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds", by further reallocating funds for the Department of Lands and Buildings, and deleting certain projects.

Also

No. 112. Resolution amending Resolution No. 628, approved August 9, 1976, entitled: "Providing for a contract or contracts for City County Building Entrance Improvements — Department of Lands and Buildings, Project No. 76-8, and providing for an Agreement with the County of Allegheny to share the cost thereof", by revising Section 1 to indicate the scope of work and cost, and deleting Section 2.

Also

No. 113. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh, to lease to the Duquesne Light Company for a term of twenty (20) years at an annual rental of $200.00, certain property on Becks Run Road in the 16th Ward upon certain terms and conditions.

Also

No. 114. Resolution repealing Res. No. 1162, approved 11/25/77, due to illness and financial difficulties, for sale of property on Holt Street, 16th Ward, for $1.000.00. Hand money of $100.00 to be returned to Louis J. Hutter and Marion A. Hutter, his wife.

Also

No. 115. Resolution amending Res. No. 1164, approved 11/25/77, which authorized the sale of property on 925 Montooth

St., 18th Ward, to Eresby A. Gilkes by changing Lot No.

Also

No. 116. Resolution amending Res. No. 1240, approved 12/19/77, which authorized the sale of property on Stafford St., 20th Ward, to John J. and Linda B. Hess for $2,750.00, by changing the plan lot numbers in the last paragraph of the description.

Also

No. 117. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Allemania Way near Larimer Avenue, to Anthony J. Iezzi and Marjorie D. Iezzi, for the sum of $200.00.

Also

No. 118. Resolution authorizing the sale of property in the 15th Ward, being a 2-story frame house on 4519 Sylvan Street, to Joseph A. Lanese, for the sum of $400.00.

Also

No. 119. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Waite Street, to Cecilia Wuenschell, for the sum of $350.00.

Also

No. 120. Resolution authorizing the sale of property in the 17th Ward, being 2 lots on Welsh Way between Manor and Birmingham Avenue, to Edward J. Balzer and Deborah L. Balzer for the sum of $250.00.

Also

No. 121. Resolution authorizing the sale of property in the 17th Ward, being a vacant lot on Pius Street, to Sylvester Zarenwczynski and Mary M. Zarewczynski, his wife, for the sum of $750.00.

Also

No. 122. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Princess Street, to Kenneth H. Faulk and Clotille L. Faulk, his wife, for the sum of $1,000.00.

Also

No. 123. Resolution authorizing the sale of property in the 25th Ward, being 2 lots on Jacksonia Street, to Charles Shaw Arensberg, for the sum of $350.00.

Also

No. 124. Resolution authorizing the sale of property in the 25th Ward, being vacant land on Holyoke Street, to Robert L. Bogaski and Marjorie M. Bogaski, his wife, for the sum of $600.00.

Also

No. 125. Resolution authorizing the sale of property in the 26th Ward, being a vacant lot in the rear of Nettie Street, to Edward H. Metz and Marie A. Metz, his wife, for the sum of $450.00.

Also

No. 126. Resolution authorizing the sale of property in the 28th Ward, being a vacant lot on Ladoga Street, to Stefan Kalinak and Anna Kalinak, his wife, for the sum of $1,000.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 127. Resolution providing for a contract or contracts with a band leader or band leaders for personal services in conjunction with the 1978 music program and providing for the payment of the costs thereof. Payments shall not exceed $25,000 chargeable to and payable from Code Account 1833.

Also

No. 128. Resolution providing for a lease agreement or agreements with Brashear Association Inc., whereby the City shall lease from the Association a building at 2201 Salisbury Street, at a rental fee of $1.00.

Also

No. 129. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $2,679.28 for extra work in connection with Frick Park Nature Center — Controller's Contract No. 22794.

Also

No. 130. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $16,000.00 for extra work in connection with Homewood Pool and Bathhouse — Controller's Contract No. 23027.

Which were severally read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** (for Mr. Stone) presented

No. 131. Resolution providing additional benefits to certain beneficiaries of the Policeman's Relief and Pension Fund and the Fireman's Relief and Pension Fund of the City of Pittsburgh.

Also

No. 132. Resolution providing additional benefits to certain beneficiaries of the City of Pittsburgh Municipal Pension Fund — Old who retired on or before December 31, 1967.

Also

No. 133. Resolution authorizing and directing the Mayor and the City Treasurer to issue and the City Controller to countersign a warrant payable to Commonwealth of Pennsylvania in order to complete the requisite payment to the Commonwealth of Pennsylvania of the total sum of $16,088.46 pursuant to the provision of the Disposition of Abandoned and Unclaimed Property Act, Act of August 9, 1971 P. L. No. 74.

Also

No. 134. Resolution authorizing and directing the City Controller to transfer from time to time amounts not to exceed he aggregate sum of $611,000.00 from Code Account No. 1099-2 and an amount not to exceed the aggregate sum of $451,726.00 from Code Account 1420 to CETA T-2 Trust Fund and CETA-T 6 Trust Fund to pay wages and fringe benfits paid to CETA participants over the authorized federal salary of $10,000.00 per annum.

Also

No. 135. Resolution providing for earned vacation pay for the former Director of the Department of Environmental Services for the year 1978.

Also

No. 136. Resolution providing for an Agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's Medical Examination Program for Police Officer candidates, Fire Fighter candidates and other candidates for employment and promotion.

Also

No. 137. Resolution providing for an Agreement with Psychological Service of Pittsburgh for professional services in connection with the research, preparation, evaluation, administration and validation of Civil Service entrance and promotional examinations.

Also

No. 138. Resolution amending Ordi-

nance No. 75 of 1967 prohibiting discrimination by prohibiting any real estate broker or agent or employee or representative of any such broker or agent from soliciting transactions from owners of residential property after the Commission has designated an area as a non-solicitation area.

Also

No. 139. Communication from John E. Gabriel, Director, Commission on Human Relations, requesting permission to attend Equal Employment Opportunity Conference, and two other members of Human Relations Commission staff, in Monroeville, Pa., February 3, 1978, at cost not to exceed $45.00, payable from EEO-706 Code Account, Commission on Human Relations.

Also

No. 140. Communication from Melanie J. Smith, Manpower Planning Director, requesting permission for Ronald Comp, Planner, Employment and Training Officer, to attend Regional Training Center Course for CETA Prime Sponsors, Phila., Pa., January 21-February 2, 1978, at cost not to exceed $160.00, payable from CETA Trust Fund Federal Funds.

Also

No. 141. Communication from John E. McGrady, City Controller, requesting permission for Raymond E. Johnson, Deputy City Controller, & John A. Fauth, Accounting Officer, to attend a regional seminar on Fixed Asset Accounting and Reporting to be held in Washington, D.C., February 13, 1978. Cost not to exceed $530.00, chargeable to Code Account No. 1048, Miscellaneous Services.

Which were severally read and referred to the Committee on Finance.

Also

**The Chair presented**

No. 142. Communication from Mayor Richard S. Caliguiri terminating Frank A. Williams as the Director of the Department of Environmental Services.

Which was read, received and filed.

**Mr. Givens:**

Mr. Chairman, I'd like to mention here that the fact that Frank Williams is being terminated — his service to the City of Pittsburgh has been most admirable, and I felt that he brought the Department of Environmental Control from an area that didn't have the expertise and the City of Pittsburgh has a pretty good reputation.

I know within the last month or so there has been a lot of refuse vehicles broken down and Frank's dismissal gives some overtones that maybe that was the cause of his dismissal, but since I am the old chairman of the Public Safety Committee, I think that Frank has done a tremendous job in that capacity.

**Mr. DePasquale:**

I know we all share your sentiments.

UNFINISHED BUSINESS

**The Chair presented**

Bill No. 8. Resolution approving the appointment of Glenn Cannon of 1527 Trinity Drive, Pittsburgh, Pennsylvania as Director of the Department of Emergency Medical Services, effective January 3, 1978.

**Mr. Robinson:**

I move to approve.

**Mr. Givens:**

I second the motion.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| | President |

Ayes 6 Noes none

And a majority of the votes of Council being n the affirmative, the appointment of Glenn Cannon as Director of the Department of Emergency Medical Services was approved.

Also,

Bill No. 10. Resolution approving the appointment of David L. Donahoe as City Treasurer effective January 16, 1978, and the prior residency provision of the Charter Act of 1901 is hereby waived.

Mr. Givens:

I move to approve.

Mr. Coyne:

I second the motion.

The Chair:

Is there any discussion on the bill?

Mr. Robinson:

Mr. President, I hope this is the appropriate time to say this. I think that a position that Councilman Stone has taken over the years concerning non-city residents being employed, particularly of the department heads positions, bears comment or commenting on again.

I think we have to be careful when waiving these requirements, and I, like Mr. Stone, feel that people within the City of Pittsburgh deserve due consideration for positions of this type and I'd like to go on record as saying that I think that an area such as this, we should look at constantly waiving this requirement. It is there for a reason and I think we need to pay attention to it.

From the City Clerk reading this, it is my understanding that we are waiving the residency requirement.

Mr. Coyne:

I checked with Mike (Perry) on that and he said that the law Department cleared it up. Mr. Donahoe does live in the city and has been living in the city for the last 7½ years and I know you have to live in the city 8 years not to be included, so that is the reason. It is an old law dating back to 1901.

The Chair:

Is there any other discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| | President |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the appointment of David L. Donahoe as City Treasurer was approved.

Also,

Bill No. 12. Resolution approving the

re-appointment of Gretchen Donaldson as a Magistrate in City Court for a term of four years from December 31, 1977.

Which was read.

**Mrs. Masloff**

I move to approve.

**Mr. Givens:**

I second the motion.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| | President |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointment of Gretchen Donaldson as a City Court Magistrate was approved.

Also,

Bill No. 14. Resolution approving the appointment of Melanie J. Smith of 1411 Grandview Avenue, Pittsburgh, Pennsylvania as Director of the Department of Personnel and Civil Service Commission for the City, effective January 3, 1978.

Which was read.

**Mrs. Masloff:**

I move to approve.

**Mr. Givens:**

I second the motion.

**The Chair:**

Is there any discussion on the bill?

**Mr. Bulls:**

Before I vote, I would like to say that Melanie Smith is an outstanding administrator and perhaps some of the other department heads could learn something from her. I vote "AYE".

**Mr. DePasquale:**

Before I vote, I'd like to say probably these four appointees are an outstanding selection on the part of the Mayor and I think the City of Pittsburgh is fortunate in having these people in. I vote "AYE".

**The Chair:**

Is there any other discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. DePasquale |
| | President |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative the appointment of Melanie Smith as Director of Personnel and Civil Service Commission was approved.

MOTIONS AND RESOLUTIONS

Mr. Bulls presented

Bill No. 143. WHEREAS, Dr. Martin Luther King, Jr., devoutly believed in peace and equal rights for all; and

WHEREAS, January 15th is the anniversary of the birth of this assassinated leader; and

WHEREAS, Recognition of his birthday focuses attention on his many crusades for the oppressed people all over the world.

NOW, THEREFORE, Be it

RESOLVED, That the Mayor and the Members of the Council of the City of Pittsburgh, on behalf of all the citizens of the City of Pittsburgh, observe the birthday of this great American.

Which was read.

Mr. Robinson:

I move for adoption.

Mrs. Masloff:

I second the motion

Which motion prevailed.

Mr. Givens moved

That Mr. Stone and Mr. Lally be excused for absence from this meeting.

Which motion prevailed.

And on the motion of Mr. Givens,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, January 23, 1978 No. 4



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, January 23, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale, President |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivilsible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 144. Communication from Robert Coll, Supt. of Police, requesting permission for six police officers to attend course on Advanced Accident Investigation, Pennsylvania State Police Academy, Hershey, Pa., February 6-17, 1978, at cost not to exceed $700.00.

Which was read and referred to the Committee on Public Safety.

Also

No. 145. Resolution providing for a contract or contracts for the repair of the roof at the Mission Street Pumping Station and other work incidental thereto, and providing for the payment thereof.

Which was read and referred to the Committee on Water.

Also

No. 146. Resolution authorizing the issuance of a warrant for $988.00 in favor of William G. Tomko and Sons, Plumbing Co., for the reimbursement of 12" x 14" tee connection and dead capping of 4" connection and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 147. Resolution authorizing issuance of a warrant in favor of Atwood Bates Construction Company, Inc., in the amount of $14,781.60 in payment for Extra and Additional Work in connection with the reconstruction of a Sani-

tary Sewer on South Mathilda Street at Yew Street, and Yew Street and South Millvale Avenue, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Also

No. 148. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Meyers Plumbing and Heating Supply Co. in the amount of $3,142.83 in payment for plumbing installation and fixtures at Market Square renovation site, without previous authority of law, and providing for the payment thereof.

Also

No. 149. Resolution transferring the amount of $30,000.00 from Code Account 1608, Salaries and Wages — Regular Employees, to Code Account 1612-5, Rental of Equipment, both within the Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 150. Resolution providing for a contract or contracts for the construction of the Banksville Storm Sewer, PW-77-10, and other work incidental thereto; and providing for the payment thereof.

Also

No. 151. Resolution amending Exhibit I of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 2, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977, as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 24, 1977, as amended by Resolution No. 1337, effective December 31, 1977, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds", by increasing the allocation for PW 77-10, Banksville Storm Sewer, from $200,000.00 to $205,000.00.

Also

No. 152. Resolution amending Resolution No. 642, effective August 9, 1976, entitled: "Providing for a Contract or Contracts for the reconstruction of Crane Avenue from Saw Mill Run Boulevard to Beechview Avenue (PW 76-16); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation", by reducing the total cost from $2.544,000.00 to $2,534,000.00.

Also

No. 153. Communication from John E. Ruff, Director, Department of Public Works, requesting interim approval of obtaining services to assist City forces for snow removal and other related services during current weather emergency.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 154. Resolution authorizing and directing the Mayor and the Director of the Department of Housing, on behalf of the City of Pittsburgh, to enter into a Cooperation Agreement with the Housing Authority of the City of Pittsburgh with respect to approximately 300 units of low-rent housing, and providing for the acceptance by the City of Pittsburgh of payments in lieu of taxes from said Authority.

Also

No. 155. Resolution amending Resolution No. 927 approved November 29, 1976, entitled, "Providing further incentives for middle income persons to remain or

locate within the City of Pittsburgh by making available low interest home repair loans," by extending the expiration date to July 1, 1978 and making such amendment effective January 1, 1978.

Also

No. 156. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Thomas D. Jordan and Annette M. Jordan for the sale of Parcel 93 in the 3rd Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 157. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William Chamberlain and Wheatley L. Chamberlain for the sale of Parcel 133 in the 3rd Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 158. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nona S. Lee for the sale of Parcel 19 in the 5th Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 159. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Renauld L. Stevens for the sale of Parcel 22 in the 5th Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 160. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Fred L. Battle and Dorothy B. Thomas for the sale of Parcel 67 in the 5th Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 161. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Roosevelt Stockley for the sale of Parcel 92 in the 5th Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 162. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lezlie P. Jackson for the sale of Parcel 46f in the 13th Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 163. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Theodore Thompkins and Peggy Joyce Thompkins for the sale of Parcel 46d in the 13th Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 164. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Diane Thomas for the sale of Parcel 46e in the 13th Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 165. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James C. Dowling for the sale of Parcel 6 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 166. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Wayne E. Brooks and Karen Hurst Brooks for the sale of Parcel 158 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 167. Resolution approving a form of Contract for Disposition of Land by Authority of Pittsburgh and Dorothy Authority of Pittsburgh and Otha L. Lena Edmunds for the sale of Parcel 223 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 168. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Otha L. Austin and Esther M. Austin for the sale of Parcel 153 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 169. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Patience Colwell for the sale of Parcel 10e in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 170. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Emanuel Mollett for the sale of Parcel 209 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 171. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Doris Carson for the sale of Parcel 147 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 172. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Minnie Bell Thomas for the sale of Parcel 229 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 173. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Doreatha Johnson for the sale of Parcel 205 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 174. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gwendolyn Gather for the sale of Parcel 188 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 175. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William L. Brown for the sale of Parcels 142 and 143 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 176. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ronald Leslie Lowry for the sale of Parcel 41 in the

21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 177. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Constance Hope Bailey for the sale of Parcel 163 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 178. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert Dukes, Jr. for the sale of Parcel 47E in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 179. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Sylvia L. Cook for the sale of Parcel 179 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 180. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eric Richardson for the sale of Parcel 107 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 181. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tredessa Dalton and Frank T. Rhodes for the sale of Parcels 173c and 174b in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 182. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William O. Generett, M.D. for the sale of Parcels 71, 72, and 73 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 183. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Norval G. Lyle for the sale of Parcels 164a, b, c, and d in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 184. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Edward B. Hamilton and Karen A. Bonner for the sale of Parcel 22 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 185. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tennie Smith for the sale of Parcel 56 in the 21st Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 186. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 22nd Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-L, Lot Nos. 184 and 129 — Boyle and Federal Streets (Neighborhood Housing Fund Cooperation Agreement).

Also

No. 187. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-J, Lot Nos. 073 and 068; Block 23-K, Lot No. 024; Block 23-E, Lot Nos. 196, 311 and 062; Block 23-F, Lot No. 355 — Jacksonia Street, Sherman Street, etc. (Neighborhood Housing Fund Cooperation Agreement).

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 188. Resolution providing for a contract or contracts, or use of existing contracts, including the purchase of necessary materials and supplies and equipment for renovations, 4th Floor, City County Building, Department of Lands and Buildings — Project No. 77-8, and providing for the payment of the costs thereof.

Also

No. 189. Resolution granting a License to Duquesne Light Company for the installation of 5 poles and 2 anchors, and the replacement of 1 pole on City property, Highland Park, 11th Ward.

Also

No. 190. Resolution granting a License to Duquesne Light Company for the installation of 1 pole and 2 anchors, and the removal of 2 existing poles and 1 existing anchor on City property, Highland Park, 11th Ward.

Also

No. 191. Resolution authorizing the sale of property in the 5th Ward, located on Monroe Street near Finland, to Daniel P. Wasielewski and Loretta C. Wasielewski, his wife, for the sum of $500.00.

Also

No. 192. Resolution authorizing the sale of property in the 6th Ward, being four 2-story brick houses on Penn Avenue, to Robert Lockett, Jr. for the sum of $3,350.00.

Also

No. 193. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Lenora Street, to Fredirico Baleno and Rose Baleno, his wife, for the sum of $300.00.

Also

No. 194. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot in the rear of Second Avenue, to James Pivirotto, for the sum of $1,000.00.

Also

No. 195. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Barry Street, to Ralph Dailey and Gertrude Dailey, his wife, for the sum of $250.00.

Also

No. 196. Resolution authorizing the sale of property in the 19th Ward, being vacant lots on Grace Street, to Community Baptist Church of the Mount, for the sum of $2,380.00.

Also

No. 197. Resolution authorizing the sale of property in the 19th Ward, being a vacant lot on Clarence Street, to Joseph Radler and Anna Radler, his wife, for the sum of $250.00.

Also

No. 198. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Orangewood Avenue, to Arthur C. Waller and Rosalind M. Waller, his wife, for the sum of $1,800.00.

Also

No. 199. Resolution authorizing the sale of property in the 27th Ward, being a 2½ story frame house on 2917 Fredrick Street, to Kathleen R. Leo, for the sum of $750.00.

Also

No. 200. Resolution authorizing the sale of property in the 30th Ward, being a 2½ story frame house on Riefert Street, to James R. Gillece and Theresa M. Gillece, his wife, for the sum of $4,700.00.

Also

No. 201. Resolution authorizing the sale of property in the 32nd Ward, being a vacant lot on Dartmore Street, to Gloria J. Szulkowski, for the sum of $700.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Mrs. Masloff presented**

No. 202. Resolution providing for agreements, or use of existing agreements, for personal and professional services and for a contract or contracts, or use of existing contracts, for implementation of the 1978 Recreational Cultural Program and providing for the payment of the costs which shall not exceed $44,500 chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services.

Also

No. 203. Communication from Howard R. Hays, Director, Zoological Commission of Pittsburgh, requesting permission for William B. Allen, Jr., Supervisor of the Pittsburgh Zoo, to attend Snake Venoms and Snakebite Symposium at Louisiana State University School of Medicine, New Orleans, LA, at cost not to exceed $375.00.

Which were read and referred to the Committee on Parks and Recreation.

**Mr. Robinson presented**

No. 204. Resolution providing for the letting of a contract for the furnishing and delivery of Revolvers, for the Department of Police, and for the payment thereof.

Also

No. 205. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Pipe Thawers, Power Plants and Accessories, for the Department of Water, and for the payment thereof.

Also

No. 206. Resolution providing for the letting of a contract for the furnishing and delivery of NCR Accounting Computer, for the Department of City Controller, and for the payment thereof.

Also

No. 207. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Cab/Chassis, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 208. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Packers, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 209. Resolution providing for the letting of a contract for the furnishing, delivery and installation of Fence, for the Department of Supplies, and for the payment thereof.

Also

No. 210. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Smoke Ejectors, etc., for the Department of Fire, and for the payment thereof.

Also

No. 211. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Trash Pumps, for the Department of Water, and for the payment thereof.

Also

No. 212. Communication from David L. Wykoff, Director, Department of Supplies, requesting interim approval of payment of $29,429.00 for purchase of Pick-Up Trucks currently on rental.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 213. Resolution amending Resolution 805 approved August 17, 1977, effective August 19, 1977, entitled "Providing for an agreement or agreements with Coopers and Lybrand, Certified Public Accountants, for professional auditing services in connection with the Revenue Sharing Program and providing for the payment of the cost thereof", by providing for funding for subsequent years.

Also

No. 214. Resolution providing for an Agreement or Agreements with Bethesda United Presbyterian Church, Duquesne University, Shady Lane School, Neighborhood Centers Association, Pittsburgh Neighborhood Alliance, Peoples Oakland, Action Coalition of Elders, and WYEP for the implementation of the Comprehensive Employment and Training Act, and providing for the payment of the costs thereof.

Also

No. 215. Communication from Melanie J. Smith, Director, Department of Personnel and Civil Service Commission, requesting permission for herself and Michele A. Cunko to attend a meeting sponsored by the United States Civil Service Commission and the United States Conference of Mayors, in Washington, D.C., January 23, 1978. Total cost not to exceed $350.00.

Also

No. 216. Communication from Kenneth Fields, Budget and Research Officer, submitting the Collective Bargaining Agreement between the City of Pittsburgh and the Refuse and Salvage Drivers and Helpers Local Union No. 609, representing Blue Collar employees in the Department of Environmental Services for the years 1978 and 1979.

Also

No. 217. Communication from David L. Donahoe, City Treasurer, submitting report of amount of deposits and market value of collateral security pledged by City Depositories to secure same, as of December 30, 1977.

Also

No. 218. Communication from John E. McGrady, City Controller, submitting Audit Report of the Bureaus of Engineering and Applications, Department of Public Works, for the period November 1, 1976 to October 31, 1977.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 219. Ordinance amending Section 2 of Ordinance No. 14, approved January 18, 1971, entitled "An Ordinance establishing annual vacation leave for all full-time employees in the service of the City of Pittsburgh and providing for vacation pay in the event of death or term-

ination of service, and repealing certain prior ordinances", by providing an additional one (1) week vacation for each employee who has been in the service of the City of Pittsburgh for twenty-five (25) years or more.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 220. Report of the Committee on Finance for January 18, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 15. A Resolution entitled, "Resolution AUTHORIZING the issuance of a warrant in favor of Sciulli Brothers, Incorporated, in the amount of Four Hundred Ninety Five ($495.00) Dollars, in payment for Extra Work in connection with Waterline Installations — Various Locations, Department of Water No. 1683, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 16. A Resolution entitled, "Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of Police Officer Richard Puleo and James A. Wymard, Esq., 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof."

Which was read.

Also,

Bill No. 17. A Resolution entitled, "Resolution amending Resolution No. 1184, approved December 14, 1977, entitled 'Authorizing the Mayor to issue, and the City Controller to countersign a warrant to the Commonwealth of Pennsylvania, Governor's Justice Commission, in the amount of $57,328.00' and repealing Ordinance No. 614, approved December 3, 1973, entitled 'Authorizing the issuance of a Warrant in the amount of $3,691.76, in favor of the Amoco Oil Company, P. O. Box 7763, Chicago, Illinois 60680, in payment for gasoline and oil purchases made by the Organized Crime Division of the Pittsburgh Bureau of Police.' "

Which was read.

Also,

Bill No. 19. A Resolution entitled, "Resolution AUTHORIZING the issuance of a warrant in favor of The Scobba General Contractors in the amount of Four Hundred Seventy-Eight ($478.00) Dollars, in payment for Extra Work in connection with the Refuse Office and Locker Facility, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 40. A Resolution entitled, "Resolution AUTHORIZING the Mayor to issue and the City Controller to countersign a warrant in favor of Hende-Jon Furniture Showrooms, Inc., in the amount of $1,266.72, in payment for modular furniture and allied equipment, purchased for the City of Pittsburgh without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 41. A Resolution entitled, "Resolution AUTHORIZING the Mayor to issue and the City Controller to

countersign a warrant in favor of Carnegie Library of Pittsburgh, in the aggregate amount of $29,778.00, in payment for improvements at various branches, without previous authority of law, and providing for the payment thereof."

Which was read.

Also

Bill No. 55. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Duquesne Light Co., in the amount of $1,330.00, in payment for work performed at the new Frick Park Nature Center, Department of Parks and Recreation; and providing for the payment thereof."

Which was read.

Also,

Bill No. 56. A Resolution entitled, "Resolution AUTHORIZING the issuance of a warrant in favor of Ralph Plumbing & Heating Company, Inc., in the amount of Six Hundred Forty-Four Dollars and Sixty Cents ($644.60), in payment for Extra Work in connection with the renovation of building — Homewood Senior Citizens Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 57. A Resolution entitled, "Resolution amending Resolution No. 851, approved September 26, 1977, entitled: 'AUTHORIZING the issuance of a warrant in favor of Harry Dunn Construction Company in the amount of Four Thousand Four Hundred Eighty Two ($4,482.00) Dollars in payment for Extra Work in connection with the East Hills Park Swimming Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof', by specifying the year funds were made available."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 66. A Resolution entitled, "Resolution providing for earned vacation pay for the retiring City Treasurer for the year 1978."
(As amended in Committee)

Which was read.

Also,

Bill No. 131. A Resolution entitled, "Resolution providing additional benefits to certain beneficiaries of the Policeman's Relief and Pension Fund and the Fireman's Relief and Pension Fund of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmate, the bills passed finally.

Mr. Coyne presented

No. 221. Report of the Committee on Public Works for January 18, 1978, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 20. A Resolution entitled, "Resolution VACATING Danley Street between Valley Rue Street and Ace Way in the Twentieth Ward of the City of Pittsburgh, excepting and reserving an easement for the 15-inch sewer line and the 8-inch waterline located therein."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 21. A Resolution entitled, "Resolution VACATING a portion of Irvine Street in the Fifteenth Ward of the City of Pittsburgh."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Givens pressented

No. 222. Report of the Committee on Planning, Housing and Development for January 18, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 29. A Resolution entitled, "Resolution WHEREAS, the Council of the City of Pittsburgh has heretofore passed an Ordinance under the provisions of Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, whereby approval was granted for erection of a 9-story, 133-unit facility for housing for the elderly by R. Jeffrey Plesset, on 1.92 acres of property zoned 'C3' Commercial District having 178 feet of frontage along the northerly side of Baldwick Road approximately 900 feet west of Noblestown Road, 28th Ward, City of Pittsburgh, in accordance with Conditional Use Application No. 397, Application for Occupancy Permit No. 29530 dated July 7, 1976, and accompanying Site Plan dated June 30, 1976, filed by Nathan Cantor, Registered Architect, which are on file in the Office of the Zoning Administrator, Department of City Planning, and which are incorporated herein by reference thereto."

Which was read.

Also,

Bill No. 30. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for use of the three story structure located at 6620 Dalzell Place as an institutional facility (group home for 8 mentally retarded and/or physically handicapped young adults with 2 houseparents) for Children's Aid Home for Special People, Inc., on property zoned 'R3' Multiple-Family Residence District and identified as Lot Numbered 142, Block 127-A in the Allegheny County Block and Lot System, 14th Ward."

Which was read.

**Mr. Givens:**

I would like to say for information for fellow Council members — Bill No. 30, which is the conditional use for the mentally retarded — disturbed, that there is a Senate Bill pending right now within the Senate. This is the one which will override all the existing zoning ordinances in the various cities and municipalities, wherein, if passed, we will not have too much to say where any of these homes go with the exception of being 2,000 feet from one another. If you would like to have a copy of it, I have it.

Also,

Bill No. 31. A Resolution entitled, "Resolution Approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for use of the structures located at 500 Shady Avenue and 6222 Howe Street as an Institutional Facility (short-term residence facility for parents whose children are in-patients at local medical centers) for Children's Oncology Services of Pittsburgh, Inc., on property zoned 'R4-H' Multiple-Family Residence District and identified as Lot Numbered 196, Block 84-R in the Allegheny County Block and Lot System, 7th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 32. A Resolution entitled, "Resolution Approving a Conditional Use under Section 2801-1-A-(9) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for use of a major portion of the existing six story structure as an educational institution (housing complex for 256 students) for the University of Pittsburgh on property zoned 'C4' Commercial District, known as 3517 to 29 Forbes Avenue and is identified as Lots Numbered 149 and 154, Block 28-F in the Allegheny County Block and Lot System, 4th Ward."

Which was read.

**Mr. Givens:**

I am just going to indicate, Mr. President, on Bill No. 32, which is dealing with the 256 student occupancy for the University of Pittsburgh, that a letter has been received by Lou Tronzo from the University to Council members expressing that one problem — a community organization in Oakland that was against this particular proposal — that letter was apparently hand-carried to the individuals concerned on somewhere around December 15, and that should be made part of the Record as something we wanted before affirmative recommendation was passed at Wednesday's Committee meeting.

**Mr. Coyne:**

I have expressed an interest in seeing that letter that was delivered to People's Oakland and ODI, and as Mr. Givens pointed out, that letter was delivered to and copies went to all members of Council.

One additional concern that I think might be expressed at this time is that in 1974 the University had made a statement that they were not to extend beyond Bouquet Street, any facility on the other side of Bouquet.

I think that it should just be noted here that because the conditional use here has been changed that that's not a signal that this conditional use will allow them to have additional students pass on this Bouquet Street.

**Mr. Stone:**

Mr. President, if I may, relative to this bill that we are now talking about, Bill No. 32. I have before me an alleged letter that was delivered — I don't know that anyone has heard from Rev. Ray saying that he in fact did receive it and whether or not ODI indicated that they were for or against this project.

Let me just say at the outset that it is no secret that I have been critical of the University of Pittsburgh's operations in Oakland, but I think this subject here, aside from that, needs a little investigation. I asked Mr. Givens before I went on vacation that this one should have a hearing. I will refortify that position here, and I am prepared to make a motion afterwards.

The letter was allegedly delivered the 16th of December. There is nothing from Rev. Ray or ODI which indicates, first, that they received it; second, whether or not they agree or disagree. Now, if didn't receive it, that may be another problem. But, nevertheless, we don't know, at least at juncture!

I noticed the letter of December 16, 1977, that the University of Pittsburgh, Myron D. Skrabut, Assistant Vice Chancellor, Business and Finance, indicated the facility was for 250 students. The ordinance talks for 256. In here he covers very, very well, if you are blind, the matter of the parking problems. Here's what he says. Let me quote it out of context — at least what he says here. "Also, in order to reduce further the possibility of a larger demand for parking, rooms in the Pavilion will initially be offered to students who declare that

they will not bring automobiles to the Oakland area. In reality we cannot guarantee that these students will remain true to their word; however, past experience does indicate that breaking the pledge will be the exception and not the rule."

Also, in the ordinance in Section One it says here that we are talking about the major portion of this building being changed under this conditional use, which means that the commercial area, that we have there presently, is going to remain and still require parking.

We just spent a lot of money across the street in the Parkvale lot to put in parking, that was to pick up the deficiencies that existed there already. Here are 256 students. Assume half of them brings automobiles. The University promises, but can't guarantee, it won't so be! They will be going over into the Parkvale lot and then what we have done, is just aggrevated a problem, that's already aggrevated.

It is interesting how they handle security. Really, that's double talk — if I may recite their words for a minute. "I would like to point out that the University shares your concern for the general public safety throughout all of Oakland." And now we go into a philosophy discussion. "In part, this is the reason our police budget has grown through the years to the $1.4 million level at which it now stands. Currently our force numbers 90 full-time officers and patrols the campus and adjacent streets twenty-four hours per day, 365 days per year."

They would have to hire extra men, spend extra monies in order to police this facility of 256 students. You don't have to be attached to the staff of the University to know this. They presently have an abundance of security problems right now that they cannot handle, and I am aware of that. And, for them to say they are going to extend their forces, which are already overburdened, and add facilities they now have, and which will be way beyond their present boundary line, I think is somewhat absurd.

I indicated strongly to Mr. Givens before I left as indicated, this matter should go for a public hearing. We have had too much of this in Oakland. Someone did't agree or didn't have knowledge. There is an ex parte kind of thing here. The moving party is Pitt, but others, affected, and not heard from. Nothing is forthcoming from the community. They don't know what we are doing or saying, nor are they represented one way or another. I don't think City Council should let this one go without a public hearing! We should tell them right here at this table what we are going to do; specifically (at the expense of being repetitions, 263 parking spaces are lost at Webster Hall; and there is an added burden for Pitt right now. Now, 256 students, and nothing but Pitt's word won't stop automobiles. This will change from one semester to the next — I think we owe the Oakland area a duty to move that this go back to Committee and a public hearing be held on it.

**Mr. DePasquale:**

I think all of us have concerns in regard to that move. But, as far as parking, I was under the impression that across the street the new building alleviated the parking situation.

**Mr. Stone:**

We put that parking lot in across the street to take care of the already existing deficiency. What we are doing is throwing 256 more people, potentially young kids that are more likely than anyone else to have automobiles. We have restrictions in Section 8 housing for the elderly and here we are not even doing that for the University of Pittsburgh, for those people who obviously are taking automobiles. If nothing else, let's have a public hearing on it, let's hear it on its merits, not just a one-way direction of letters. We have had too much one-way direction in Pittsburgh.

**Mr. Givens:**

I think in that same letter it points out that something like 10 percent . . .

Mr. Lally:

Five percent.

Mr. Givens:

Brought automobiles.

Mr. Stone:

I didn't want to get into that. They are saying 5 percent. They are saying here that you can't get their guarantee. What stops them from doing it? We should have some legal binding control on that factor.

Mr. Coyne:

You said, about the community groups not having expressed their desires — People's Oakland did receive a letter. And, it is very clearly known that they aren't putting off their desire to keep the university to the 1971 agreement, that they wouldn't expand to Bouquet, just by endorsing this proposal.

Mr. Stone:

I think they all should come here and say publicly what they mean and what they say rather than we guessing what they are doing so all of us won't get stuck in the middle and they later can blame Council. Let them come here and tell us exactly what they want and don't want. I don't think we should vote on this without a hearing!

Mr. Givens:

About three or four other pieces of legislation of the same — not magnituded, but same conditional use — as Mr. Stone pointed out, only one neighborhood organization was opposed, and now has been satisfied by letter, and by what Mr. Coyne has backed up.

The University of Pittsburgh has noted in the letter that they are providing the City of Pittsburgh as well as the University a million some dollars worth of security, and most dormitories internal security, and young people that they hire to maintain security in and out of particular buildings.

This building sat for four to five years, nothing in it above the commercial level. The University also indicated that parking for students is about 5 percent; that comes to about 13 or 14 spots, and yet they still have 67 parking spots. I think that is more than adequate from what the study has shown over a period of time, and the building in this commercial property we still won't be losing it for taxation because the commercial entities will be on both the first and second floors.

Mr. Stone:

Taxation on the whole thing. This is the City of Pittsburgh property. They're not taxable. If anything, we should encourage somebody to take that building. But, I don't want to get involved in that issue.

What's wrong with waiting for a public hearing so that it will be heard in view of the importance this is to Oakland? A traffic study is now being carried out. How much will this affect the traffic study? We keep "adding to the bushel basket" and hoping it will all blend. We don't happen to have a blender here. It is about time we have a hearing on it. I think it needs a hearing. I so move for that.

Mr. DePasquale:

I live closer to Oakland than anybody in this room here. I live a couple of blocks away, and Mr. Coyne doesn't live too far from that area, and Mr. Lally lives more or less at the other end. What I hear is that students are charged exorbitant rents and that the houses are scattered all over the place.

Mr. Lally:

It has been empty for the last four to five years.

**Mr. DePasquale:**

More than seven years.

**Mr. Lally:**

Nobody made a move to convert this home for the aged, for apartments for the elderly. Now, Pitt comes along and makes an offer to buy it. I lived on the campus for 35 years, longer than that. From my experience — students with cars, I would say in the first semester — first couple of weeks, they bring their cars. Then after that it seems like the cars just disappear, and for the rest of the semester they don't have that problem. Now, for parking fee in that Parkvale lot, they could not do this. Plus the fact which has been mentioned here about Webster Hall will remain the same as it is today. You don't see parking there. They can't afford it.

**Mr. Stone:**

Let me ask this question. Maybe there is something I am not seeing. What's the big rush that we can't have a public hearing to get some assurance, that we all know, are not definitely there?

**Mr. Lally:**

The fact that they have to remodel the building. They want it for the fall term in September. That would take a period of 60 to 90 days. I think advertising contracts — I think they have to advertise for it under the law, and they have to get the work performed. That place has to be renovated from top to bottom — heating and cooling system.

**Mr. DePasquale:**

Is there a second on the motion?

**Mr. Robinson:**

Second.

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Robinson | Mr. Stone |

Noes:

| | |
|---|---|
| Mr. Bulls | Mr. Lally |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 2 Noes 6

And there not being a majority of the votes of Council in the affirmative, the motion was defeated.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. DePasquale (Pres't) |
| Mr. Lally | |

Noes:

Mr. Stone

Ayes 7 Noes one

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 33. A Resolution entitled, "Resolution Providing for a Third Supplemental Agreement with the Urban League of Pittsburgh, Inc. for housing

counseling and housing information services, extending the term of the Agreement through April 30, 1978 and increasing the amount provided therefor to $261,251.00."

Which was read.

Also,

Bill No. 34. A Resolution entitled, "Resolution Authorizing the Mayor and Planning Director to enter into a contract or contracts with Southwestern Pennsylvania Regional Planning Commission for planning services for which Southwestern Pennsylvania Regional Planning Commission will pay the City $29,433."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Masloff presented

No. 223. Report of the Committee on Parks and Recreation for January 18, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 58. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, entitled, 'Resolution adopting the 1977 Capital Budget, allocating and setting aside amounts in connection therewith: creating Capital Trust Funds, and transferring Bond Funds to said Capital Trust Funds' by increasing the allocation for the Local Public Works Employment Act (PR 77-25) and the total for the Department of Parks and Recreation."

Which was read.

Also,

Bill No. 59. A Resolution entitled, "Resolution further amending Resolution No. 675 approved August 16, 1976, entitled, 'A Resolution Providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of funds in a bank account,' as amended by Resolution No. 747 approved August 16, 1977 as amended by Resolution No. 1020, effective October 27, 1977, by increasing the maximum aggregate authorized amount from $14,308,600.00 to $14,318,600.00 and by providing for the payment of the additional $10,000.00 by increasing the amount of funds available from PR 77-25, and by amending Exhibit 1 to indicate the revised total funding."

Which was read.

Also,

Bill No. 60. A Resolution entitled, "Resolution PROVIDING for a Cooperation agreement or agreements with the Housing Authority of the City of Pittsburgh for the design and renovation of a building at 1900 Broadhead Fording Road owned by the Pittsburgh Housing Authority and providing for the payment thereof in an amount not to exceed $200,000 in the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 224. Report of the Committee on Lands and Buildings for January 18, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 42. A Resolution entitled, "Resolution GRANTING a License to Duquesne Light Company for the installation of one (1) anchor on City property, 12th Ward."

Which was read.

Also,

Bill No. 45. Resolution authorizing the sale of property in the 10th Ward, being vacant land located on Hillcrest Street, designated as Block 50-F, Lots 228 and 246, to Theodore R. Nelson and Dora J. Nelson, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 46. Resolution authorizing the sale of property in the 12th Ward, being vacant land located on Gladefield Street, designated as Block 173-K, Lot 220, to Jetson B. Dent, for the sum of $250.00.

Which was read.

Also,

Bill No. 47. Resolution authorizing the sale of property in the 12th Ward, being vacant land located on Gladefield Street, designated as Block 173-K, Lots 218 and 219, to Jetson B. Dent, for the sum of $500.00.

Which was read.

Also,

Bill No. 48. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Susquehanna Street, designated as Block 175-G, Lot 87, to Rosalie Crayton, for the sum of $300.00.

Which was read.

Also,

Bill No. 49. Resolution authorizing the sale of property in the 15th Ward, being

vacant land on Ludlow Street, designated as Block 55-S, Lots 148 and 151, to Thomas F. Easton, for the sum of $2,500.00.

Which was read.

Also,

Bill No. 50. Resolution authorizing the sale of property in the 17th Ward, being a vacant lot on rr. Quarry Street, designated as Block 14-K, Lot 228, to Frank M. Waga and Catherine Waga, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 51. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Bronson Street, designated as Block 35-A, Lots 122 and 123, to Lillian S. Ecung, for the sum of $400.00.

Which was read.

Also,

Bill No. 52. Resolution authorizing the sale of property in the 25th Ward, being a 2½ story brick house on Perrysville Avenue, designated as Block 23-B, Lot 220, to Dennis P. Berecky and Helen T. Berecky, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 53. Resolution authorizing the sale of property in the 32nd Ward, being vacant land on rr. Homehurst Avenue, designated as Block 139-S, Lot 106, to Stanley H. Dinert and Janet D. Dinert, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 110. A Resolution entitled, "Resolution AUTHORIZING the Mayor and the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh, to enter into a lease from Victor C. Cserer and Charles C. Wills, for all that certain building situate at 1103 Western Avenue, 21st Ward, for a term of six (6) months, for use by the Department of Supplies warehouse and body shop and other public purposes, upon certain terms and conditions, and providing for the payment of same."

Which was read.

Also,

Bill No. 111. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, adopting the 1976 Capital Budget and further amending Exhibit 1 of Resolution No. 1038, effective January 1, 1977, as amended entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds', by further reallocating funds for the Department of Lands and Buildings, and deleting certain projects."

Which was read.

Also,

Bill No. 112. A Resolution entitled, "Resolution AMENDING Resolution No. 628, approved August 9, 1976, entitled: 'Providing for a contract or contracts for City County Building Entrance Improvements — Department of Lands and Buildings, Project No. 76-8, and providing for an Agreement with the County of Allegheny to share the cost thereof', by revising Section 1 to indicate the scope of work and cost, and deleting Section 2."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens:

Mr. President, just before we adjourn, I would like to to make note that this week, January 22, is the Right to Life Week, and at this time last year, if you recall, we passed a resolution. I would like for it to be incorporated in the Municipal Record that this Council feels the same attitude.

Resolution No. 23

WHEREAS, on January 22, 1977, prolifers everywhere commemorate their disagreement with the Supreme Court Decision of 1973 which authorized abortion on demand; and

WHERAS, programs, events, and memorial services will be held in cities across the nation culminating in the March for Life to Washington; and

WHEREAS, Pittsburgh is a bastion of the pro-life movement;

NOW, THEREFORE, BE IT

RESOLVED, That the Council of the City of Pittsburgh recognizes the positive efforts of those responsible for the pro-life movement and their special activities during Pro-Life Week, January 17, 1977 through January 22, 1977.

Mr. Stone moved that the minutes of Tuesday, January 3, 1978 be approved.

Which motion prevailed.

And on the motion of Mr. Lally,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, January 30, 1978 No. 5

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, January 30, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 225. Resolution authorizing the issuance of a warrant for $1,069.00 in favor of W. W. Williams Co., P. O. Box 386, 800 Commonwealth Drive, Warrendale, PA 15086 for the repair of air compressor without previous authority of law.

Also

No. 226. Resolution authorizing the issuance of a warrant in the amount of $371.47 in favor of the Gage Co., P. O. Box 1168, Pittsburgh, PA 15230, for services rendered without previous authority of law. These services were to repair an IR Air Compressor, Model No. 223X5, Serial No. 30T328012. To be paid out of Code Account 1463, Miscellaneous Services, Department of Fire.

Which were read and referred to the Committee on Finance.

Also

No. 227. Communication from John C. Miller, Director of Department of Water, requesting interim approval of payment of $1,099.62 for extra work in connection with Ross Street and Fourth Avenue, Controller's Contract No. 22550.

Which was read and referred to the Committee on Water.

Also

No. 228. Resolution providing for an Agreement or Agreements with the Federal Drug Enforcement Administration for reimbursement to City in connection with City's participation in the Drug Enforcement Administration Task Force Program in an amount not to exceed $10,080.00.

Also

No. 229. Communication from Thomas J. Kennelly, Fire Chief, City of Pittsburgh, requesting permission for 3 members of the Pgh. Fire Dept. to attend Penn State Continuing Education — Beaver Campus, TECHNIQUES OF FIRE INVESTIGATION, January 28-29, 1978, cost not to exceed $40.00 each.

Which were read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 230. Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh, and providing penalties for the violation thereof," approved October 3, 1932, as amended and supplemented.

Also

No. 231. Resolution amending and supplementing Resolution 568, approved June 23, 1977 entitled, "Providing for a Contract or Contracts for the reconstruction of Chessland Street (PW 77-9), including grading, paving, and curbing and other work incidental thereto, and providing for payment thereof", and specifically repealing Resolution No. 904, approved October 4, 1977, entitled, "Providing for the grading, paving, and curbing of Chessland Street from the northerly line of Willoughby Street produced to a point 104.00 feet north of the centerline of Brett Street, including construction of a 12-inch public sewer and other work incidental thereto; including, as may be necessary, the entrance onto private property for corrective work, slope easements, the grading of driveways and other work incidental thereto".

Also

No. 232. Communication from John E. Ruff, Director of Department of Public Works, requesting interim approval of payment of $9,000.00, for extra work in connection with Herron Avenue-Centre to Bigelow — Controller's Contract Nos. 22726 and 22726-F.

Also

No. 233. Communication from John E. Ruff, Director of Department of Public Works, requesting interim approval of payment of $490.00 to S. A. Dukes for emergency work in connection with installation of iron doors to protect electrical controls at Market Square bandstand.

Also

No. 234. Communication from John E. Ruff, Director of Department of Public Works, requesting permission to attend meeting in Harrisburg, PA, Feb. 1, 1978 in connection with drafting legislation to establish bridge trust fund, cost not to exceed $105.00.

Also

No. 235. Communication from John E. Ruff, Director of Department of Public Works, requesting permission for Messers. Edward McGee and Joseph Titlebaum to attend business meeting at the Economic Development Administration, Phila., PA, Feb. 2, 1978, cost not to exceed $228.00.

Also

No. 236. Communication from John E. Ruff, Director of Department of Public Works, submitting 60-day trial traffic regulations on various thoroughfares in the City of Pittsburgh beginning January 20, 1978.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 237. Resolution providing for a Fifth Supplemental Memorandum of Understanding regarding the Pittsburgh Model Cities Program — Housing Enclosure Project, to extend the term of the Agreement.

Also

No. 238. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Daniel Hunter, Jr. and Ann L. McPherson for the sale of Parcel 15 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 239. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Harold Holland for the sale of Parcel 35 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 240. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Melvin Marie Williams for the sale of Parcel 49 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 241. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and James R. Herring, Jr. for the sale of Parcel 52 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 242. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Jacqueline Harrington for the sale of Parcel 55 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 243. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Luis Hazlip for the sale of Parcel 62 and 65 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 244. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Henry Artemus and Cheryle Lee Carson for the sale of Parcel 78 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 245. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Gary D. Peeks and Lois E. Peeks for the sale of Parcel 114a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 246. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and James L. White for the sale of Parcel 114b in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 247. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Carrie D. Powell and Rose Dennis for the sale of Parcel 133 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 248. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Ronald J. Heard for the sale of Parcel 176 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 249. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Yvonne Garner for the sale of Parcel 216a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 250. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Elmer West and Julia West for the sale of Parcel 217 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 251. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Tracey R. Nolan for the sale of Parcel 233 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 252. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Earl V. Coleman for the sale of Parcel 247 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 253. Resolution providing for the issuance of a warrant in favor of Franklin Interiors, in the amount of $420.45 in payment for work performed for the benefit of the City in connection with the installation of carpeting, 4th Floor, City County Building, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 254. Resolution authorizing the Mayor, the Director of the Department of Lands and Buildings and the Director of Environmental Services, on behalf of the City of Pittsburgh to enter into a Lease with Julius E. Kruman, Jack K. Kruman et al, for all that vacant land at 29th Street and Penn Ave., 6th Ward, for a term of sixteen months at a monthly rental of Five Hundred Dollars, for use by the Dept. of Environmental Services for parking and storage of refuse epuipment, upon certain terms and conditions and providing for the payment of same.

Also

No. 255. Resolution repealing Res. No. 52, approved 2/5/76, for the sale of property in the 5th Ward on 132 Trent St., forfeiting hand money of $100.00 of Robert T. Holmes as failure to comply with the agreement of sale.

Also

No. 256. Resolution repealing Res. No. 229 approved 6/25/73 authorizing the sale of property in the 5th Ward, on Webster Ave. Hand money in the amount of $120.00 to be forfeited as purchasers Lawrane and Verna Taylor have failed to comply with the agreement of sale.

Also

No. 257. Resolution repealing Res. No. 371, approved Oct. 20, 1975, property in the 10th Ward on Schenley Ave., as purchasers have failed to comply with agreement of sale. Hand money of A. D. and Jannie Williams in the amount of $100.00 to be forfeited.

Also

No. 258. Resolution repealing Res. No. 112, approved 2/15/77 being a portion of Block 67-B, Lot 2 in the 28th Ward, on

Idlewood Rd. to Raymond A. and Elaine M. Schmitt for the sum of $62,500.00 for the reason that the property is not useable for the proposed purpose.

Also

No. 259. Resolution authorizing the sale of property in the 5th Ward, on Bedford Ave. to Broughton and Carrie Ganaway for the sum of $800.00.

Also

No. 260. Resolution authorizing the sale of property in the 5th Ward, on Bloomer Way, to Jennie Daniels for the sum of $400.00.

Also

No. 261. Resolution authorizing the sale of property in the 10th Ward, on Rosecrest Place to Anthony and Deborah J. Phillips, for the sum of $6,000.00.

Also

No. 262. Resolution authorizing the sale of property in the 15th Ward, on Flowers Ave. to Gus and Sandy Lee Holden for the sum of $150.00.

Also

No. 263. Resolution authorizing the sale of property in the 15th Ward, on Monongahela St. to Robert D. and Lillie Mae Garrison, for the sum of $250.00.

Also

No. 264. Resolution authorizing the sale of property in the 18th Ward, on Estella St. to John and Lucy M. Bryant, for the sum of $400.00.

Also

No. 265. Resolution authorizing the sale of property in the 31st Ward, on Homeridge Ave. to Irwin L. Raleigh for the sum of $250.00.

Also

No. 266. Resolution authorizing the sale of property in the 20th Ward, on Wymore St. to Walter Artinger for the sum of $1,500.00.

Also

No. 267. Resolution authorizing the sale of property in the 19th Ward, on Woodbourne Ave. to Larry Vichie for the sum of $1,200.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 268. Resolution providing for an Agreement or Agreements with the Pittsburgh Symphony Society for the furnishing of concerts to the residents of Pittsburgh during the year 1978; and providing for the payment of the cost which is not to exceed $20,000.00, and is chargeable to and payable from Code Account 1833, Concerts, Department of Parks and Recreation.

Also

No. 269. Resolution providing for a Contract or Contracts for the installation of bituminous surfacing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof.

Also

No. 270. Resolution providing for a contract or contracts for the installation of fencing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 271. Resolution providing for the letting of a contract for the furnishing and delivery of Asphalt Rollers, less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 272. Resolution providing for the letting of a contract for the furnishing and delivery of Asphalt Finishers, etc. less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 273. Resolution providing for the letting of a contract for the furnishing and delivery of a Cab/Chassis for Salt Truck, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 274. Resolution amending and supplementing portions of Section of Resolution No. 1348 entitled, "A Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1978," approved December 30, 1977.

Also

No. 275. Resolution amending and supplementing portion of Page Nos. S-9, S-12, S-22, S-32, S-51, S-54, S-55, S-65, S-86, S-87, and S-90 of Resolution No. 1349, entitled, "A Resolution fixing the number of officers and employees of the City of Pittsburgh, and rate of compensation thereof and setting minimum levels for designated positions," approved December 30, 1977.

Also

No. 276. Resolution carrying over balances or portions thereof remaining in certain code accounts for the year 1977 to the same code accounts for the year 1978.

Mr. Stone:

I move to suspend Rule 8 on Bill Nos. 274, 275 and 276, by providing for consideration of a Bill only until or after the 9th calendar day following the meeting in which the Bill was introduced so they will be on the agenda this Wednesday.

Which motion prevailed.

Also

No. 277. Resolution authorizing issuance of a warrant in favor of Chubb/Pacific Indemnity Group and The Buncher Company in settlement of claim for damage and providing for payment thereof.

Also

No. 278. Resolution authorizing issuance of a warrant in favor of Zelma M. Budia in the amount of $550.00 in settlement of claim for damage and providing for the payment thereof.

Also

No. 279. Resolution providing for an Agreement or Agreements with Squirrel Hill Urban Coalition, Negro Educational Emergency Drive and Elder-ado for the implementation of the Comprehensive Employment and Training Act, and providing for the payment of the costs thereof.

Also

No. 280. Resolution amending a portion of Resolution No. 1069, approved November 10, 1977 entitled, "A Resolution providing for an Agreement or Agreements

with Carnegie Institute, Shady Lane School, Ernest T. Williams Jr. Memorial Center, Holy Family Institute, Oakland School of Theatre Dance, Paul Younger Community Center, Parcway Industries and Vintage, Inc., for the implementation of the Comprehensive Employment and Training Act, and providing for the payment of the costs thereof.

Also

No. 281. Resolution supplementing and amending Resolution No. 980, approved October 20, 1977, entitled, "Resolution providing for an Agreement or Agreements with Community Action Pittsburgh to implement the Weatherizing Homes in Pittsburgh Program (WHIP)," by providing for transfer of funds from various code accounts to said trust fund and further providing for the reimbursement from said trust fund of certain code accounts and other trust funds; and repealing Resolution No. 1295, approved December 30, 1977.

Also

No. 282. Communication from Melanie Smith, Director, Department of Personnel, requesting permission for herself and Acting Secretary Cunko to attend Equal Employment Opportunity Conference, Monroeville, PA, on Feb. 3, 1978, at a cost not to exceed $30.00.

Also

No. 283. Communication from Melanie Smith, Director, Department of Personnel, requesting permission for Heladia Nardi to attend Equal Employment Opportunity Conference, Monroeville, PA, Feb. 3, 1978, cost not to exceed $15.00.

Also

No. 284. Communication from Melanie Smith, Director, Department of Personnel requesting reimbursement of $275.00 to Philip Schugar, CETA Youth Coordinator, in connection with attendance at DOL/HEW Workshop on implementation of Youth Employment and Demonstration Projects Act of 1977, Dallas, Texas, Dec. 11-13, 1977.

Also

No. 285. Communication from Melanie Smith, Director, Department of Personnel requesting reimbursement of $150.00 to Maureen Morrissey, Planner, Employment and Training Officer, in connection with attendance at Dept. of Labor Conference for CETA Prime Sponsors, Phila., PA, Oct. 13-14, 1977.

Also

No. 286. Communication from Melanie Smith, Director, Department of Personnel, requesting reimbursement of $50.00 to Joseph Matthews, PSE Supevisor for expenses in connection with attendance at Weatherization Seminar held by Penna. Dept. of Community Affairs, Altoona, PA, Sept. 20-21, 1977.

Also

No. 287. Communication from Melanie Smith, Director, Department of Personnel, requesting reimbursement of $72.00 to Frank Williams, former Director of Environmental Services, for expenses in connection with attendance at Meeting July 28, 1977, Harrisburg, PA regarding City Weatherization Program.

Also

No. 288. Communication from Mead J. Mulvihill, Jr., City Solicitor, submitting Fourth Quarter, 1977 — Settlement of Small Claims.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented

Bill No. 74. Resolution that the appointment by the Mayor of Mr. Mead Mulvihill of 5470 Fair Oaks Street, Pittsburgh, Pennsylvania, 15217, be and the

same is hereby approved and confirmed as Solicitor for the City of Pittsburgh.

Which was read.

**Mr. Lally:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 76. Resolution that the appointment by the Mayor of Mr. Paul Brophy of 3183 Shady Avenue, Pittsburgh, Pennsylvania, 15217 be and the same is hereby approved and confirmed as Director of the Department of Housing.

Which was read.

**Mr. Stone:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 78. Resolution that the appointment by the Mayor of Mr. John E. Ruff of 5501 Raleigh Street, Pittsburgh, Pennsylvania, 15217 be and the same is hereby approved and confirmed as Director of the Department of Public Works.

Which was read.

**Mr. Stone:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 80. Resolved that the appointment by the Mayor of Mr. John C. Miller of 4123 Grizella Street, Pittsburgh, Pennsylvania, 15214 be and the same is hereby approved and confirmed as Director of the Department of Water.

Which was read.

**Mr. Robinson:**

Mr. President, on this particular bill, I would like to make a motion that we hold this for at least six months.

**Mr. Stone:**

Second the motion.

**Mr. DePasquale:**

Six months?

**Mr. Robinson:**

Yes, sir.

**Mr. Coyne:**

Mr. President, I would like to speak to that. I don't think we ought to delay the bill any further. I think these people have served in City government for differing periods of time, particularly Director Miller. He has been with the City as Director of the Department of Water for eight years and we have had a long time to evaluate his performance as a Director so I would be opposed to delaying this any further.

I think the performance he has made in the past eight years speaks for itself. The Water Department is one of the most successful agencies in City Government and also the most delicate to have to run and I think not just anyone can become the Director of the Water Department.

When Mr. Kristiansen was up before Council several months ago, we pointed out at that time we wanted someone with water experience, someone who could direct a large water department, and I think Mr. Miller fits that bill, having been our Director for several years.

Last Wednesday, it was pointed out at this table, when Director Miller was questioned as to his return from Florida, that one of the reasons he had to come back was that he had personnel problems down there and it was pointed out this morning —

**Mr. Lally:**

That is not true, Mr. Coyne. I did not make that statement.

**Mr. Coyne:**

I didn't say that you did.

**Mr. Lally:**

I was the one who made that statement about personnel problems?

**Mr. Coyne:**

It was brought up by Mr. Givens that the people in Florida said he had trouble with people in personnel in Florida. As pointed out in a telegram that many of the members of Council saw this morning, Mr. Sloan, from the Florida Water Department, pointed out that that was not the case. I think it is unfair to the Director, when he was before Council —

**Mr. Lally:**

If we could have the minutes of the last meeting, I think we would find that

is not the case. I questioned Mr. Miller about his personal problems down there and not one other thing.

**Mr. Coyne:**

I didn't say it was you. I am telling you Councilman Givens pointed out that Mr. Miller had problems with personnel in the Miami Water Department and I am saying that isn't the case.

**Mr. DePasquale**

I remember Mr. Givens remarking, but I think in regards to Mr. Lally, he referred to problems of his wife's health.

**Mr. Lally:**

This is one of the reasons he had to come back.

**Mr. Givens:**

I will read verbatim from the phone call I made down there and I made it for a good reason. I wanted to check the validity of the rumors. As I stated last Wednesday, Mr. Sloan highly rated Mr. Miller's performance down there for that three-month period. He did say he alarmed some of the personnel on his staff because of some of the personnel directives that Mr. Miller was forthcoming with down there in Dade County, Miami.

**Mr. Coyne:**

I wanted to point out, the Director showed me a telegram this morning, and to other members of Council, saying there had been no trouble between him and the personnel on that job.

**Mr. Givens:**

Some were in regard to technicalities but with personnel plans, Mr. Sloan indicated none of them were implemented at this particular time.

**Mr. DePasquale:**

I don't think we ought to hold this up for six months. I think it is unfair to Director Miller and to the City of Pittsburgh. I think Mr. Miller and all the directors should be voted up or down at this time and if there is reason to vote Mr. Miller down, and if it is a good reason, that is something else. If Council sees fit to approve, that is something else again. But at the same time, I do not think he should be left hanging in the balance for six months.

**Mr. Bulls:**

I agree with what you are saying. I believe if we are going to make a decision about who is going to get the Water Department, I believe we should do it today.

**Mr. Givens:**

Mr. President, if I might, many of these Directors are new and some are old. Many members of this Council are new and some have been on there a long time. We had firsthand information on what was accounted for and so, during some of the dialogue that was discussed this past Wednesday, we had the pros and cons and this Council then had deliberations on the particular feelings on this individual as to who was right and who was wrong, and that is something that must always bear heavy on this Council and members.

**Mr. Coyne:**

In response, Mr. President, what we are voting on are the qualifications of the Directors that were put before us and I think we have been provided with enough information and background on the Directors that have been put before us to determine whether or not they are competent to carry out the job.

**Mr. Stone:**

If I may, Mr. President. I am not so fixed on the six-months as I am on the postponement. If the information which Mr. Givens got from Florida makes any difference in anyone's decision today, I

understand there is a telegram which I have not read, but which allegedly reputes his remarks.

It seems to me, in fairness, whether you are going to vote for him or against him, and if that information makes a difference in anybody's vote, it ought to be cleared up before the voting and that is the reason I indicated a desire for a delay.

The Chair:

The Clerk will call the roll on the motion to hold the appointment of Director Miller for six months.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Givens | Mr. Stone |
| Mr. Robinson | |

Noes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 3 Noes 5

And there not being a majority of the votes of Council in the affirmative, the motion to hold the appointment was defeated.

Mr. Coyne:

I would point one other thing out, with regard to Mr. Miller's confirmation and that is, the Water Department provides probably the third or fourth largest amount of revenue to the City's General Fund and it has been significantly increased during the time he has been Director of the Water Department.

I move for approval of the appointment.

Mr. DePasquale:

It's apparent there are enough votes to defeat Mr. Miller and I also am going to vote negative for him in regards to his being retained. It is never a pleasure, not only on my part but all the members of Council voting on anyone. Probably nobody has done this more often than I have, for instance, in regards to Magistrate Court a couple months ago.

In all fairness, in a case of this kind, whenever a person is coming up for confirmation, I have never seen such a line of opposition. Apparently if the man did continue in that position, I am sure he might suffer physically and there might be some sort of open rebellion, which would not be good for the City of Pittsburgh. With all due respect to the remarks of Mr. Coyne, I do not think Mr. Miller could continue down there, not under those conditions and with the morale being what it is. I think all the members of Council feel the same way I do.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mr. Stone |

Noes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 2 Noes 6

And there not being a majority of the votes of Council in the affirmative, the appointment of Mr. Miller was defeated.

Mr. Stone:

If I may, relative to Mr. Miller, I would like to say at this point, my vote today

was not on the merits of the case before us. From what I know of him, I have nothing personal I could say adverse to him — but it is true, we have received no greater adverse comment, with any of the other ten, as we have with Mr. Miller.

But, again, as long as I am on this Council, there is going to be a bit of fairness where I am concerned. During the course of an interview, if information comes to that table that is adverse and later turns out to be untrue, I think we ought to wait until it is fully aired before voting. In fairness, if the opportunity to clear the air were provided my vote could have been the other way, but on the present facts, we have and with this cloud on fairness, I will not be part of it.

Also,

Bill No. 82. Resolution that the appointment by the Mayor of Mr. David Wykoff of 5543 Baywood Street, Pittsburgh, Pennsylvania, 15206 be and the same is hereby approved and confirmed as Director of the Department of Supplies.

Which was read.

**Mr. Robinson:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes in Council being in the affirmative, the appointment was approved.

Also,

Bill No. 84. Resolution that the appointment by the Mayor of Mr. Harold West of 152 Fairview Avenue, Pittsburgh, Pennsylvania, 15220 be and the same is hereby approved and confirmed as Director of the Department of Lands and Buildings.

Which was read.

**Mr. Lally:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 86. Resolution that the appointment by the Mayor of Mr. Robert J. Coll of 316 Norva Avenue, Pittsburgh, Pennsylvania, 15234, be and the same is

hereby approved and confirmed as Superintendent of the Department of Police.

Which was read.

**Mr. Givens:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not, the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 88. Resolution that the appointment by the Mayor of Mr. Thomas Kennelly of 4927 Dearborn Street, Pittsburgh, Pennsylvania, 15224, be and the same is hereby approved and confirmed as Chief of the Department of Fire.

Which was read.

**Mr. Givens:**

There is somewhat a difference in nature between Mr. Miller and Mr. Kennelly. There are many things. Number one, their letter had to do with administrative things and this Council, and that of the Chief, himself, felt the Chief did not respond. I don't think they responded either but they were administrative, on some of the actions and some of the remarks made by the different people on something that happened in the past. I think Chief Kennelly has a number of years of service and the fact, before he became the Chief, he was known in the City of Pittsburgh as one of the best firefighters. "The Fire Fighter" they used to call him and since becoming Chief, he has taken on the role of that of administrator.

I ask this Council give due consideration — and I move that his appointment be approved.

**The Chair:**

The Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mr. Givens |

Noes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Masloff | Mr. DePasquale (Pres't) |

Ayes 2 Noes 6

And there not being a majority of the votes of Council in the affirmative, the appointment was defeated.

**Mr. DePasquale:**

It is rather apparent Mr. Kennelly has been turned down and I am going along with the same reasoning I gave on Mr. Miller.

**Mr. Stone:**

Mr. President, if I may, on Mr. Ken-

nelly, I cite the one example which disturbs me to no end. It was brought out last Wednesday. The matter of fire protection for East Carnegie. I remember very vividly people came in here three years ago, December 1975, and asked for protection in that area. They, at that time, were summarily dismissed, even though I personally thought they needed some fire protection.

Not to be let down, they came back during the Budget Hearings for 1977, in December of 1976, and again made with what I thought a meritorious request for fire protection for their area. In fact, everyone seemed to agree — that there was a need!

I asked the Fire Chief whether he might have some small contingent of Pittsburgh firefighters to man that area on a "first-alert" basis, and it was not forthcoming. I even asked him to work something out with other surrounding municipalities where we pay our way so that those people might be protected.

Invariable, I got the same answer which was, "everything is three minutes from the firehouse." I jokingly said then, that it might be true — in a jet airplane, but not on our City streets with the kind of topography, and the traffic we have during business hours.

During November and December, 1977, in talking about the 1978 Budget, I asked Mr. Kennelly about that matter again when the citizens of East Carntgie were here. He then promised to look into it again!

Last week during his interview, I asked about the promises he made to look into this matter and he represented to me that he had spoken to fire departments and spoken to municipalities in the general area of East Carnegie. I found out different — by making my own call, before Mr. Kennelly had an opportunity to talk to them again, even though I knew, at the time he was inaccurate, I found out that he had not made any request in East Carnegie. He made some inquiry, allegedly, with regards to McKees Rocks ten months ago, and had nothing to do again with this meritorious situation.

In the meantime, we have had three years with residents of East Carnegie (still a part of the City of Pittsburgh) not being protected.

Interestingly enough, he heard about my displeasure with the fact he had not consulted the legal staff about it and he called me. I note that if he felt, in three years, they did not need any protection, then as a Fire Chief, he should have stayed consistent and not done anything. I just received a letter that he was able to do something in three days that he was not able to do in three years! I don't find that to be meritorious; however, if I can change him with not vote, to do something in three days, something he felt not meritorious in three years, then I find that to be a bit of hypocrisy.

I cannot give him my vote. I would be the first to commend him for all the time and service he gave to the City of Pittsburgh in the past, but I think he has lost an ear to the needs of people and is no longer useful to the City of Pittsburgh.

**Mr. Givens:**

In my two years as Chairman of the Public Safety Committee, and with regard to West End, the local West End fire protection pattern, and the Hartley Report, this was brought to my attention and to Chief Kennelly's attention—

**Mr. DePasquale:**

We have had a vote, up or down, and we have voted the gentleman down and remarks would be better said if directed to Mr. Kennelly or to the Mayor. You follow what I am saying? We could discuss it to doomsday. We have voted him down.

**Mr. Givens:**

I have two points. That is, the Chief did respond, as far as written cor-

respondence, with regard to West End. I was not satisfied with it. I went to the Administration for things not done.

One other remark. The commendations — I asked him to forward to me the companies' commendations. He said he did the commendations by companies, and they are here, so I cannot agree with everything said here with regard to Chief Kennelly.

Also,

Bill No. 90. Resolution that the appointment by the Mayor of Mrs. Louise R. Brown of the LeGrande Apartments, 1411 Grandview Avenue, Pittsburgh, Pennsylvania, 15211, be and the same is hereby approved and confirmed as Director of the Department of Parks and Recreation.

Which was read.

**Mr. Stone:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 92. Resolution that the appointment by the Mayor of Mr. James Norman Walker of 1145 Ellopia Street, Pittsburgh, Pennsylvania, 15204, be and the same is hereby approved and confirmed as Director of the Department of Environmental Services.

Which was read.

**Mr. Robinson:**

I move for approval of the appointment.

**The Chair:**

Is there any discussion on the bill? If not the Clerk will call the roll.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 288.1. Report of the Committee on Finance for January 25, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 93. A Resolution entitled, "Resolution transferring Amounts not to exceed $4,208 from PCRP Trust Fund (Police Community Relations Project) to the General Fund."

Which was read.

Also,

Bill No. 132. A Resolution entitled, "Resolution providing additional benefits to certain beneficiaries of the City of Pittsburgh Municipal Pension Fund — Old who retired on or before December 31, 1967."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. Depasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 133. A Resolution entitled, "Resolution authorizing and directing the Mayor and the City Treasurer to issue and the City Controller to countersign a Warrant payable to Commonwealth of Pennsylvania in order to complete the requisite payment to the Commonwealth of Pennsylvania of the total sum of $16,088.46 pursuant to the provisions of the Disposition of abandoned and Unclaimed Property Act, Act of August 9, 1971 P. L. No. 74."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

We received an opinion on Bill 133 in regard to the City Controller and warrant for $16,088 and you had some opinion there, if you recall.

**Mr. Lally:**

St. Joseph's Hospital?

**Mr. Givens:**

No, Bill 133.

**Mr. Stone:**

Which letter are you talking about?

**Mr. Givens:**

Mead Mulvihill came back and said we could make a change.

**Mr. Stone:**

You have answered yourself. You could, but you can't, by the time of this thing.

Mr. President, what he is talking about is — I asked the City Solicitor to investigate the possibility of a legsislative change whereby the escheat laws (concerning money unclaimed) would stay with the City rather than go to the State. We have gotten a legal opinion saying something can be done, but relative to this particular one, you can't — the time passed.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 134. A Resolution entitled, "Resolution AUTHORIZING and directing the City Controller to transfer from time to time amounts not to exceed the aggregate sum of $611,000.00 from Code Account No. 1099-2 and an amount not to exceed the aggregate sum of $451,-726.00 from Code Account No. 1420 to CETA-T 2 Trust Fund and CETA-T 6 Trust Fund to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000.00 per annum."

Which was read.

Also,

Bill No. 135. A Resolution entitled, "Resolution providing for earned vacation pay for the former Director of the Department of Environmental Services for the year 1978."
(As amended in Committee)

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 137. A Resolution entitled, "Resolution providing for an Agreement with Psychological Service of Pittsburgh for professional services in connection with the research, preparation, evaluation, administration and validation of Civil Service entrance and promotional examinations."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Also Bill 137, I would like to amend this bill, Section One, third line up, examination period. "Said individuals who fail these evaluations will be given their psychological profiles and the reasons for failure, if so requested, in a reasonable time so as to prepare their defense to the Civil Service for specific entrance to promotional examinations being given."

What I am trying to say here, gentlemen, it has come to my attention that where police and firemen are given tests and would be psychologically unfit for that particular job, the individuals could

never get any further information than that from our Civil Service or, for that matter, from the psychological services giving the test.

I feel a person has a right to know. If he has been judged psychologically unfit for a particular job, he should get his profile and be able to take that to another psychiatrist and get a secondary examination and he can evaluate both examinations before they disqualify anyone for psychological reasons.

Mr. Coyne:

I would like to hear from the Personnel Department what the ramifications of an amendment at this point would mean. If we could talk to the Director on Wednesday, if this bill were brought up before us again.

Mr. Stone:

I have the same kind of amendment which might get the results you want. Instead of trying to amend this legislation, add a paragraph which says "said agreement in final form . . . submitted to City Council for approval . . ." which means you see the contract and be able to amend that. I think you are making your change in the wrong legislation. This is not where it should be. It really belongs in Civil Service and the ordinance doesn't cover that wording. I think the agreement should come to us for prior approval!

Mr. Givens:

You cannot demand or tell Civil Service how long they should give. I feel it is a detriment to those people taking the test, itself, and I am trying to pull a safeguard on it.

Mr. Stone:

I am not disputing the merit of it but I am talking about the procedural way it is being done. If you withdraw yours, I will make an amendment, or I will give you the words.

Mr. Givens:

I will withdraw my amendment, if you propose yours.

Mr. Stone:

Take this, as your amendment. It will be a new Section 2, which will read: "Said agreement in final form shall be submitted to City Council for approval prior to final discussion."

Mr. Coyne:

Does that mean the agreement for psychological testing?

Mr. Stone:

Yes.

For your purposes, Mike, Section 2 will become a new Section 3.

Which motion prevailed.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. Depasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill, as amended, passed finally.

Mr. Coyne presented

No. 288.2. Report of the Committee on Public Works for January 25, 1978, transmitting one resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 99. A Resolution entitled, "Resolution VACATING Edington Street between Frayne Street and Blackstone Street in the Fifteenth Ward of the City of Pittsburgh, excepting and reserving the 15-inch sewer line located therein."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Givens presented**

No. 289. Report of the Committee on Planning, Housing and Development for January 25, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 35. A Resolution entitled, "Resolution authorizing the Mayor and Planning Director to enter into a contract with the University of Pittsburgh for the purpose of conducting a study through the School of Social Work of resident commitment to their neighborhoods payable from 1977 Community Development Block Grant ULO Trust Fund."

Which was read.

**Mr. Stone:**

On Bill 35, I would like to do the same thing we did on the prior bill, adding a new Section 2 to read, "said contracts, in final form, shall be submitted to City Council for approval prior to final discussion". The present Section 2, then would be amended to read Section 3.

Which motion prevailed.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |
| Mrs. Masloff | |

Ayes 7 Noes one (Mr. Bulls voting "No")

And a majority of the votes of Council being in the affirmative, the bill, as amended, passed finally.

**Mr. Bulls:**

"Aye" on each bill except Bill 35. I am voting "No" on that bill. I think it is a total waste of $28,000 to give to the University of Pittsburgh's School of Soc-

ial Work when we have so many neighborhood groups we could put the money in and find out what the problems are.

Also,

Bill No. 100. A Resolution entitled, "Resolution PROVIDING for the purchase of certain property in lieu of condemnation from Josephine M. Bock, LeSauer G. Smith, Jr., Elda Ann Prass and Engel P. Hevenor for the widening of Forward Avenue at the intersection of Forward Avenue and Murray Avenue in the Fourteenth Ward of the City of Pittsburgh, and providing for the relocation of certain physical facilities of the Boron Oil Company, lessee of the aforsaid property and providing for the payment of the related costs thereof."

Which was read.

Also,

Bill No. 101. A Resolution entitled, "Resolution PROVIDING for the taking and payment of an estimate of Just Compensation together with title fees and appraisal costs related to condemnation of property from Mary Poli necessitated by the widening of Forward Avenue at the intersection of Forward Avenue and Murray Avenue in the Fourteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 102. A Resolution entitled, "Resolution PROVIDING for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Nathan J. Lippard and Hilda Lippard, his wife, authorized by City Council Resolution No. 753, effective October 1, 1976."

Which was read.

Also,

Bill No. 103. A Resolution entitled, "Resolution PROVIDING for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Maurice L. Schwarts and Helen S. Schwarts, his wife, authorized by City Council Resolution No. 185, effective April 22, 1968."

Which was read.

Also,

Bill No. 104. A Resolution entitled, "Resolution PROVIDING for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Sam Merenstein and Gertrude Merenstein, his wife, authorized by City Council Resolution No. 754, effective October 1, 1976."

Which was read.

Also,

Bill No. 105. A Resolution entitled, "Resolution PROVIDING for payment of an estimate of Just Compensation, together with title fees and appraisal costs related to condemnation of property from Peter Menegaz and Rina Menegaz, his wife, authorized by City Council Resolution No. 374, effective June 8, 1976."

Which was read.

**Mr. Givens:**

For clarification, Bills 100 to 105, in the beginning, they give footage, but they never come out to square footage and I am going to ask Urban Redevelopment Authority to come out with the square footage and in this particular case, certain properties for widening of streets, what the people are actually getting for this particular property. Going down the list with Steve George on this, I think on Bill 100, there is 219 square feet and they offered $4,000 for that piece of property. I think it would be more instructional, when these bills come forth, that they have square footage and the amount of dollars.

Also,

Bill No. 106. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Dennis Shives and Ida M. Shives for the sale of Parcel 75 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 107. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gloria M. Hanner for the sale of Parcel 57 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Mr. Givens:

Also, Bill 106 and going to 107, tell us what the building is going to sell for — $1,500, for example, on Bill 106. During Wednesday's sessions, I would want them to tell us what the building is worth, what it will cost to rehabilitate it. In that particular case, that particular one was somewhere around $20,000, and I don't know why they don't put that in the particular ordinance, itself.

Again, I think it would help Council to look at it more objectively. I think the final bill should have what it is being sold for and what it will cost to rehabilitate that particular building and hopefully, I think this will come forth in all future bills.

Also,

Bill No. 108. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Barbara Luderowski for the sale of Parcel 122 in the Twenty-first Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 109. A Resolution entitled, "Resolution AUTHORIZING the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 19th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 35-A, Lot No. 45."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 290. Report of the Committee on Supplies for January 25, 1978, transmitting one resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 94. A Resolution entitled, "Resolution providing for the letting of

a contract or contracts for the furnishing and delivery of automotive equipment, less trade-ins, for the Department of Water and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Bulls presented**

No. 291. Report of the Committee on Water for January 25, 1978, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 95. A Resolution entitled, "Resolution PROVIDING for a contract for a Water Line Improvement Survey of Portions of the Distribution System of the Department of Water and other engineering studies of the water system and providing for payment of the cost thereof."

Which was read.

Also,

Bill No. 96. A Resolution entitled, "Resolution PROVIDING for a contract or contracts for the cleaning, repairing, cement lining and other work incidental thereto, for the 48" Rising Main, Brilliant Pumping Station to Highland Reservoir #2; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 292. Report of the Committee on Parks and Recreation for January 25, 1978, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 127. A Resolution entitled, "Resolution providing for a contract or contracts with a band leader or band leaders for personal services in conjunc-

tion with the 1978 music program and providing for the payment of the costs thereof. Payments shall not exceed $25,-000 chargeable to and payable from Code Account 1833."

Which was read.

Also,

Bill No. 128. A Resolution entitled, "Resolution providing for a lease agreement or agreements with Brashear Association Inc., whereby the City shall lease from the Association a building at 2201 Salisbury Street, Pittsburgh, Pennsylvania 15210, at a rental fee of $1.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally presented**

No. 293. Report of the Committee on Lands and Buildings for January 25, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 43. A Resolution entitled, "Resolution PROVIDING for the renewal of the City County Building Elevator Maintenance Contract, Controller's Contract No. 16044, and providing for the payment thereof."

Which was read.

Also,

Bill No. 44. A Resolution entitled, "Resolution PROVIDING for the renewal of the Public Safety Building Elevator Maintenance Contract, Controller's Contract No. 17651, and providing for the payment thereof."

Which was read.

Also,

Bill No. 113. A Resolution entitled, "Resolution AUTHORIZING the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh, to lease to the Duquesne Light Company for a term of twenty (20) years at an annual rental of Two Hundred ($200.00) Dollars, certain property on Becks Run Road in the 16th Ward upon certain terms and conditions."

(As amended in Committee)

Which was read.

Also,

Bill No. 114. Resolution repealing Resolution No. 1162 approved November 25, 1977, due to illness and financial difficulties, property in the rear of Holt Street, 16th Ward, for the sum of $1,000.00, designated as Block 13-C, Lot 192. Hand money of $100.00 is to be returned to Louis J. Hutter and Marion A. Hutter, his wife.

Which was read.

Also,

Bill No. 115. Resolution amending Resolution No. 1164, approved November 25, 1977, which authorized the sale of property on 925 Montooth Street, 18th Ward, designated as Block 15-R, Lot 168, to Eresby A. Gilkes, by deleting Lot No. 198 and inserting in lieu thereof Lot No. 168. All else in Resolution No. 1164 shall remain the same and in effect.

Which was read.

Also,

Bill No. 116. Resolution amending Resolution No. 1240, approved December 19, 1977, which authorized the sale of property on Stafford Street, 20th Ward, for the sum of $2,750.00 to John J. Hess and Linda B. Hess, his wife, by changing the plan lot numbers in the last paragraph of the description. All else in Resolution No. 1240 shall remain the same and in effect.

Which was read.

Also,

Bill No. 117. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Allemania Way near Larimer Avenue, designated as Block 124-G, Lot 346, to Anthony J. Iezzi and Marjorie D. Iezzi, for the sum of $200.00.

Which was read.

Also,

Bill No. 118. Resolution authorizing the sale of property in the 15th Ward, being a 2-story frame house on Sylvan Street, designated as Block 55-K, Lot 43, to Joseph A. Lanese, for the sum of $400.00.

Which was read.

Also,

Bill No. 119. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Waite Street, designated as Block 13-K, Lot 160, to Cecilia Wuenschell, for the sum of $350.00.

Which was read.

Also,

Bill No. 120. Resolution authorizing the sale of property in the 17th Ward, being two lots on Welsh Way between Manor and Birmingham Avenue, designated as Block 3-R, Lot 41, to Edward J. Balzer and Deborah L. Balzer, for the sum of $250.00.

Which was read.

Also,

Bill No. 121. Resolution authorizing the sale of property in the 17th Ward, being a vacant lot on Pius Street, designated as Block 3-S, Lot 188, to Sylvester Zarewczynski and Mary M. Zarewczynski, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 122. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Princess Street, designated as Block 35-D, Lots 182, 183 and 184, to Kenneth H. Faulk and Clotille L. Faulk, his wife, for the sum of $1,000.00.

Which was read.

Also,

Bill No. 123. Resolution authorizing the sale of property in the 25th Ward, being two vacant lots on Jacksonia Street, designated as Block 23-J, Lots 39 and 40, to Charles Shaw Arensburg, for the sum of $350.00.

Which was read.

Also,

Bill No. 124. Resolution authorizing the sale of property in the 25th Ward, being vacant land on Holyoke Street, designated as Block 46-N, Lot 127, to Robert L. Bogaski and Marjorie M. Bogaski, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 125. Resolution authorizing the sale of property in the 26th Ward, being a vacant lot in the rear of Nettie Street, designated as Block 47-E, Lot 205, to Edward H. Metz and Marie A. Metz, his wife, for the sum of $450.00.

Which was read.

Also,

Bill No. 126. Resolution authorizing the sale of property in the 28th Ward, being a vacant lot on Ladoga Street, designated as Block 70-H, Lot 64, to Stefan Kalinak and Anna Kalinak, his wife, for the sum of $1,000.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stone moved

That the Minutes of Council of Monday, January 9, 1978, be approved.

Which motion prevailed.

And on motion of Mr. Stone,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, February 6, 1978 No. 6



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, February 6, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale Pres't |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

Mr. DePasquale:

I would like to say at this time that we have some distinguished guests in the audience today. One of the finest sportscasters, Mr. Greg Bennedetti, a magistrate from the North Side area, Mr. Bernard "Baldy" Regan, and one of the famous Pittsburgh Steelers, Mr. Reggie Harrison and finally, Mr. John Manno, for public relations. Gentlemen, it is a pleasure to have you with us today.

PRESENTATIONS

Mr. Bulls presented

No. 294. Resolution authorizing the issuance of a warrant in the amount of $509.00, in favor of James K. Staud, VMD, Penn Animal Hospital, 2205 Penn Avenue, Pittsburgh, Pennsylvania 15222, in payment for medical services rendered to the Police Canines, chargeable to and payable from Code Account No. 1447, Miscellaneous Services, Department of Police.

Which was read and referred to the Committee on Finance.

Also

No. 295. Communication from Thomas Kennelly, Fire Chief, Department of Fire, requesting permission for three men from the Training Academy to attend 50th Annual Fire Department Instructors Conference in Memphis, Tenn. March 20-24, 1978, cost not to exceed $500.00 each, payable from Code Account 1463, Misc. Services, Dept. of Fire.

Which was read and referred to the Committee on Public Safety.

Mr. Givens presented

No. 296. Resolution providing for the filing of an application by the City of Pittsburgh with the Appalachian Regional Commission for a grant in connection with the Herr's Island Industrial Park Site Improvements Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Herr's Island Industrial Park Site Improvement Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 297. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Edward P. Suber, Jr., for the sale of parcel 206 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 298. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Franco Harris and Lee H. Goldberg as tenants-in-common for the sale of Parcel 66A in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 299. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Yvonne Mitchell for the sale of Block 10N Lot 41 in the Fifth Ward of the City of Pittsburgh.

Also

No. 300. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Clara Lee Pearl for the sale of Block 125B Lot 323 in the Twelfth Ward of the City of Pittsburgh.

Also

No. 301. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jo-Anne Wilds for the sale of Block 173-J, Lot 72 in the Twelfth Ward of the City of Pittsburgh.

Also

No. 302. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Joseph D. Hudson for the sale of Block 174F, Lot 39 in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 303. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Donald Wilson and Linda Wilson for the sale of Block 174 F Lot 174 in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 304. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Cornelius A. Wheeler for the sale of Block 231K Lot 287 in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 305. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Reverend Edith E. Frazer for the sale of Block 56P Lot 195A in the Fifteenth Ward of the City of Pittsburgh.

Also

No. 306. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Winston J. Weir and Margaret J. Weir for the sale of Block 15H Lot 173 in the Eighteenth Ward of the City of Pittsburgh.

Also

No. 307. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James W. and Marion S. Russell for the sale of Block 46P Lot 200 in the Twenty-Fifth Ward of the City of Pittsburgh.

Also

No. 308. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gertrude L. Odendahl for the sale of Block 76J, Lot 339 in the Twenty-Seventh Ward of the City of Pittsburgh.

Also

No. 309. Communication from Paul J. Brophy, Director, Department of Housing, requesting permission to attend meeting with Pa. Dept. of Community Affairs officials, Harrisburg, PA, Feb. 17, 1978, cost not to exceed $100 payable from C. A. 1371, Misc. Services, Dept. of Housing.

Also

No. 310. Communication from Paul Brophy, Director, Dept. of Housing requesting permission to enroll 37 Inspectors in a course, "Legal Aspects of Code Enforcement", in Monroeville, PA, Feb. 28, 1978, total cost not to exceed $370.00 payable from C. A. 1367, Misc. Services, Bureau of Building Inspection.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 311. Resolution amending Resolution No. 15, effective January 31, 1978, entitled, "Resolution amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, adopting the 1976 Capital Budget and further amending Exhibit 1 of Resolution No. 1038, effective January 1, 1977, as amended entitled, 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds' by further reallocating funds for the Department of Lands and Buildings and deleting certain projects" by reinstating Section 1 and reducing funds in Section 3.

Also

No. 312. Resolution amending Resolution No. 16, effective January 31, 1978, entitled, "Amending Resolution No. 628, approved August 9, 1976, entitled, 'Providing for a contract or contracts for City County Building Entrance Improvements — Department of Lands and Buildings, Project No. 76-8, and providing for an Agreement with the County of Allegheny to share the cost thereof' by revising Section 1 to indicate the scope of the work and cost, and deleting Section 2" by changing the source of funds.

Mr. Lally:

I move to suspend Rule 8 by providing consideration of a bill only until or after the 9th calendar day following the meeting in which the bill was introduced so it will be on the agenda this Wednesday.

Mr. Givens:

I second the motion.

Which motion prevailed.

Also

No. 313. Resolution repealing Res. No. 42, approved 2/15/74, which authorized the sale of property in the 5th Ward on

2247-49 Center Ave. designated as Block 10R, Lot 159 to Hill Cultural Center for the sum of $1,000.00. Hand money being forfeited in the amount of $100.00 by the Dept. of Lands and Buildings.

Also

No. 314. Resolution repealing Res. No. 46, approved 2/25/75, which authorized the sale of property in the 13th Ward, on Upland Street, designated as Block 174-B, Lot 71, to Homer C. and Dorothy Rollins, his wife, for the sum of $3,000.00. Hand money being forfeited in the amount of $300.00.

Also

No. 315. Resolution repealing Res. No. 839, approved 1/11/76, which authorized the sale of property in the 24th Ward, on Woessner St. Block 47-K, Lot 50 to Harry Eigenrauch. Requests cancellation of sale and return of hand money in the amount of $100.00. Plans for development have not materialized.

Also

No. 316. Resolution repealing Res. No. 219, which authorized the sale of property in the 25th Ward, on Jefferson St. designated as Block 23-F, Lot 120, to Eddie and Amie Everett for the sum of $200.00. Hand money in the amount of $100.00 to be forfeited by the Dept. of Lands and Buildings.

Also

No. 317. Resolution repealing Res. No. 271, approved 7/3/75, which authorized the sale of property in the 31st Ward, on Ingot Ave. designated as Block 90-M, Lot 144, to Ocie Hamlin Jr., and Velma Hamlin, his wife, for $350.00. Hand money in the amount of $100.00 to be forfeited.

Also

No. 318. Resolution authorizing the sale of property in the 6th Ward, on Neville Street, to Duquesne Light Company for the sum of $550.00.

Also

No. 319. Resolution authorizing the sale of property in the 8th Ward, on Lorigan Street, to Joseph Rasimczyk, for the sum of $850.00.

Also

No. 320. Resolution authorizing the sale of property in the 13th Ward, on Finance Street, to Willie Wells, for the sum of $900.00.

Also

No. 321. Resolution repealing Res. No. 812, approved 10/21/76, which authorized the sale of property in the 16th Ward, on 722 Ormsby St. to Oswald W. and Aurelia F. Hoy, his wife, for the sum of $350.00. Hand money being forfeited in the amount of $100.00.

Also

No. 322. Resolution authorizing the sale of property in the 28th Ward, on Queensbury St. to Francis W. and Donna Lou Andrews, for the sum of $2,200.00.

Also

No. 323. Resolution authorizing the sale of property in the 31st Ward, on Lebanon Road, to Michael P. and Alice Horan, for the sum of $400.00.

Also

No. 324. Resolution authorizing the sale of property in the 32nd Ward, on Morton Avenue, to Charles M. and Lois M. O'Malley, for the sum of $1,000.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 325. Resolution authorizing the issuance of a warrant in favor of Invest-

ment & Enterprise, Inc., in the amount of $8,733.00 in payment for Extra Work in connection with the renovation of building, Homewood Senior Citizen's Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 326. Resolution amending Resolution 350, effective May 11, 1977 entitled: "Providing for the renovation of Mt. Washington Park and building in an amount not exceeding $77,000.00 in the Department of Parks and Recreation" by increasing the allocation to $98,982.50.

Also

No. 327. Resolution providing for an Agreement with Vincent A. Gigante, Sr. for the mutual release of obligations in connection with the Pittsburgh Zoo Pony Ride Concession Agreement; and providing for the payment of the cost thereof.

Also

No. 328. Communication from Louise R. Brown, Director, Dept. of Parks and Recreation requesting interim approval of payment of $8,002.86 for extra work in connection with Carrick Swimming Pool and Bathhouse, Controller's Contract No. 22312-F.

Also

No. 329. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $6,440.33 for extra work for Frick Park Nature Center, General Contract, Controller's Contract No. 22794.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 330. Resolution providing for the issuance of a warrant amounting to $2,833.87 in favor of Challenge-Cook Bros. in payment for parts for burlap dryer furnished the City without previous authority of law and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 331. Resolution providing for the letting of a contract for the furnishing and delivery of 3/4 Ton Pick-Up Truck, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 332. Resolution providing for the letting of a contract for the furnishing and delivery of a Copy Machine and Stand for the Department of Commission on Human Relations, and for the payment thereof.

Also

No. 333. Resolution providing for the letting of a contract for the furnishing and delivery of a Balance and Accessories, for the Bureau of Tests, Department of Supplies, and for the payment thereof.

Also

No. 334. Resolution providing for the letting of a contract for the furnishing and delivery of One-Ton Dump Trucks, for the Department of Water, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 335. Resolution providing for the

issuance of a warrant to Victor Joseph in the amount of $13,500.00 in full settlement of claim for lost wages, and providing for the payment thereof.

Also

No. 336. Resolution providing for the issuance of a warrant to Charles Gruntz and Clara Gruntz, his wife, in the amount of $3,380.74 in full settlement of claim for property damage and providing for the payment thereof.

Also

No. 337. Communication from Melanie Smith, Director, Dept. of Personnel and Civil Service Commission requesting permission for seven members of the Department to attend Organization Development Workshop, Charlottesville, Va., February 14-17, 1978 cost not to exceed $1,325.00. Payable from CETA Trust Fund, Federal Funds.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 338. Communication from Dorothy M. Richardson, Chairman, Security Sub-Committee of the Housing Authority requesting a hearing relative to numerous complaints concerning the failure of the Dept. of Police to properly patrol their communities and delays on the part of the medical emergency units in responding to emergency calls.

Which was read and referred to the Committee on Public Safety.

Also

No. 339. Communication from residents of the Pittsburgh area requesting that a public hearing be held on "The Necessity of City Program Support for the development of WYEP-FM, Community Broadcasting."

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 340. Report of the Committee on Finance for February 1, 1978 transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 146. A Resolution entitled, "Resolution authorizing the issuance of a warrant for $988.00 in favor of: William G. Tomko & Sons Plumbing Company, 1190 Forest Avenue, Pleasant Hills, PA 15236, for the reimbursement of 12" x 4" tee connection and dead capping of 4" connection."

Which was read.

Also,

Bill No. 147. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Atwood Bates Construction Company, Incorporated, in the amount of Fourteen Thousand Seven Hundred Eighty-One Dollars and Sixty Cents ($14,781.60), in payment for (Extra Work and Additional Work) in connection with the Reconstruction of a Sanitary Sewer on South Mathilda Street at Yew Street and Yew Street at South Millvale Avenue, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 148. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Meyers Plumbing and Heating Supply Company, in the amount of Three Thousand One Hundred Forty-two Dollars and Eighty

Three Cents ($3,142.83), in payment for plumbing installation and fixtures at Market Square Renovation Site, without previous authority of law, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 149. A Resolution entitled, "Resolution TRANSFERRING the amount of Thirty Thousand ($30,000.00) Dollars from Code Account 1608, Salaries and Wages — Regular Employees, to Code Account 1612-5, Rental of Equipment, both within the Department of Public Works."

Which was read.

Also,

Bill No. 213. A Resolution entitled, "Resolution amending Resolution 805 approved August 17, 1977, effective August 19, 1977, entitled "Providing for an agreement or agreements with Coopers and Lybrand, Certified Public Accountants, for professional auditing services in connection with the Revenue Sharing Program and providing for the payment of the cost thereof", by providing for funding for subsequent years."

Which was read.

Also,

Bill No. 214. A Resolution entitled, "Resolution PROVIDING for an Agreement or Agreements with Bethesda United Presbyterian Church, Duquesne University, Shady Lane School Neighborhood Centers Association, Pittsburgh Neighborhood Alliance, Peoples Oakland, Action Coalition of Elders, and WYEP for the implementation of the Comprehensive Employment and Training Act, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 219. An Ordinance entitled, "An Ordinance amending Section 2 of Ordinance No. 14, approved January 18, 1971, entitled "An Ordinance establishing annual vacation leave for all full-time employees in the service of the City of Pittsburgh and providing for vacation pay in the event of death or termination of service, and repealing certain prior ordinances", by providing an additional one (1) week vacation for each employee who has been in the service of the City of Pittsburgh for twent-five (25) years or more."

Which was read.

Also,

Bill No. 274. A Resolution entitled, "Resolution AMENDING AND SUPPLEMENTING portions of Section 1 of Resolution No. 1348 entitled, 'A Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1978,' approved December 30, 1977."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 275. A Resolution entitled, "Resolution AMENDING AND SUPPLEMENTING PORTIONS OF Page Nos. S-9, S-12, S-22, S-50, S-51, S-54, S-55, S-65, S-86, S-87, and S-90 of Resolution No. 1349, entitled, 'A Resolution fixing the number of officers and employees of the City of Pittsburgh and the rate of compensation thereof, and setting minimum levels for designated positions,' approved December 30, 1977."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

I move to amend the title by inserting Page No. S-24.

Also, amend Section 1, by inserting Page No. S-24, Department of Personnel and Civil Service Commission, Employment and Training Grant Administration Division, Employment Section.

Further amend by inserting after Department of Law:

Page S-24
Department of Personnel and Civil Service Commission
Employment Development Division
Employment Section

**which reads:**

Chief Surgeon 1 26 12 $20,463

**shall be amended to read:**

Chief Surgeon 1 26 12 $21,691

**Mr. Stone:**

If you will recall, the Administration thought it would be the reduction of work and this particular individual didn't get the six percent (6%) increase, so what we are doing is amending it for that reason.

**Mr. Givens:**

I second the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr, Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 276. A Resolution entitled, "A Resolution carrying over balances or portions thereof remaining in certain code accounts for the year 1977 to the same code accounts for the year 1978."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr, Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 341. Report of the Committee on Public Works for February 1, 1978 transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 150. A Resolution entitled, "Resolution PROVIDING for a Contract or Contracts for the construction of the Banksville Storm Sewer, PW 77-10, and other work incidental thereto; and providing for the payment thereof."

Which was read.

Also,

Bill No. 151. A Resolution entitled, "Resolution AMENDING Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 2, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977, as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 24, 1977, as amended by Resolution No. 1337, effective December 31, 1977, entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds', by increasing the allocation for PW 77-10, Banksville Storm Sewer, from Two Hundred Thouands ($200,000.00) Dollars, to Two Hundred Five Thousand ($205,000.00) Dollars."

Which was read.

Also,

Bill No. 152. A Resolution entitled, "Resolution AMENDING Resolution No. 642, effective August 9, 1976, entitled: 'Providing for a Contract or Contracts for the reconstruction of Crane Avenue from Saw Mill Run Boulevard to Beechview Avenue (PW 76-16); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation', by reducing the total cost

from Two Million Five Hundred Forty-Four Thousand ($2,544,000.00) Dollars to Two Million Five Hundred Thirty-Four Thousand ($2,534,000.00) Dollars."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bills passed finally.

Mr. Givens presented

No. 342. Report of the Committee on Planning, Housing and Development for February 1, 1978 transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 36. A Resolution entitled, "Resolution defining the term "Eligible Housing" and making certain other findings in connection with the rehabilitation of the housing stock of the City: providing for a cooperation agreement with the Urban Redevelopment Authority of Pittsburgh to implement a program for the rehabilitation of eligible housing, including issuance by said Authority of revenue bonds; and clarifying Resolution 545 of 1977 to permit use of funds designated for the Home Repair Loan Program in conjunction with said bonds."

(As Amended in Committee)

Which was read.

Also,

Bill No. 154. A Resolution entitled, "Resolution authorizing and directing the Mayor and the Director of the Department of Housing, on behalf of the City of Pittsburgh, to enter into a Cooperation Agreement with the Housing Auhority of the City of Pittsburgh with respect to approximately three hundred (300) units of low-rent housing, and providing for the acceptance by the City of Pittsburgh of payments in lieu of taxes from said Authority."

Which was read.

Also,

Bill No. 155. A Resolution entitled, "Resolution amending Resolution No. 927 approved November 29, 1976, entitled, 'Providing further incentives for middle income persons to remain or locate within the City of Pittsburgh by making available low interest home repair loans,' by extending the expiration date to July 31, 1978 and making such amendment effective January 1, 1978."

Which was read.

Also,

Bill No. 156. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Thomas D. Jordan and Annette M. Jordan for the sale of Parcel 93 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 157. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William Chamberlain and Wheatley L. Chamberlain for the sale of Parcel 133 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 158. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nona S. Lee for the sale of Parcel 19 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 159. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Renauld L. Stevens for the sale of Parcel 22 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 160. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Fred L. Battle and Dorothy B. Thomas for the sale of Parcel 67 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 161. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Roosevelt Stockley for the sale of Parcel 92 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 162. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lezlie P. Jackson for the sale of Parcel 46f in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 163. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Theodore Thompkins and Peggy Joyce Thompkins for the sale of Parcel 46d in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 164. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Diane Thomas for the sale of Parcel 46e in the Thirteenth Ward of the City of Pittsburgh in Redevelopmen Area No. 19."

Which was read.

Also,

Bill No. 165. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James C. Dowling for the sale of Parcel 6 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 166. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Wayne E. Brooks and Karen Hurst Brooks for the sale of Parcel 158 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 167. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Dorothy Lena Edmunds for the sale of Parcel 223 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 168. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Otha L. Austin and Esther M. Austin for the sale of Parcel 153 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 169. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Patience Colwell for the sale of Parcel 10e in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 170. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Emanuel Mollett for the sale of Parcel 209 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 171. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Doris Carson for the sale of Parcel 147 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 172. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Minnie Bell Thomas for the sale of Parcel 229 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 173. A Resolution entitled, "Resolution APPROVING a form of Con-

tract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Doreatha Johnson for the sale of Parcel 205 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 174. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gwendolyn Gather for the sale of Parcel 188 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 175. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William L. Brown for the sale of Parcels 142 and 143 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 176. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ronald Leslie Lowry for the sale of Parcel 41 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 177. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Constance Hope Bailey for the sale of Parcel 163 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 178. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert Dukes, Jr. for the sale of Parcel 47E in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 179. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Sylvia L. Cook for the sale of Parcel 179 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 180. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eric Richardson for the sale of Parcel 107 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 181. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tredessa Dalton

and Frank T. Rhodes for the sale of Parcels 173c and 174b in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 182. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William O. Generett, M.D. for the sale of Parcels 71, 72, and 73 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 184. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Edward B. Hamilton and Karen A. Bonner for the sale of Parcel 22 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 185. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tennie Smith for the sale of Parcel 56 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 186. A Resolution entitled, "Resolution AUTHORIZING the Urban Redevelopment Authorty of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 22nd Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-L, Lot Nos. 184 and 129."

Which was read.

Also,

Bill No. 187. A Resolution entitled, "Resolution AUTHORIZING the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-J, Lot Nos. 073 and 068; Block 23-K, Lot No. 024; Block 23-E, Lot Nos. 196, 311, and 062; Block 23-F; Lot No. 355."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 343. Report of the Committee on

Supplies for February 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 204. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Revolvers, for the Department of Police, and for the payment thereof."

Which was read.

Also,

Bill No. 205. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Pipe Thawers, Power Plants and Accessories, for the Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 206. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of NCR Accounting Computer, for the Department of City Controller, and for the payment thereof."

Which was read.

Also,

Bill No. 207. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Cab/Chassis, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 208. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Packers, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 209. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery and installation of Fence, for the Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 210. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Smoke Ejectors, etc., for the Department of Fire, and for the payment thereof."

Which was read.

Also,

Bill No. 211. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Trash Pumps, for the Department of Water, and for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls** presented

No. 344. Report of the Committee on Water for February 1, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 145. A Resolution entitled, "Resolution providing for a contract or contracts for the repair of the roof at the Mission Street Pumping Station and other work incidental thereto and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

**Mrs. Masloff** presented

No. 345. Report of the Committee on Parks and Recreation for February 1, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 202. A Resolution entitled, "Resolution providing for agreements, or use of existing agreements, for personal and professional services and for a contract or contracts, or use of existing contracts, for implementation of the 1978 Recreational Cultural Program and providing for the payment of the costs which shall not exceed $44,500 chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

Mr. Lally presented

No. 346. Report of the Committee on Lands and Buildings for February 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 188. A Resolution entitled, "Resolution providing for a contract or contracts, or use of existing contracts, including the purchase of necessary materials and supplies and equipment for renovations, 4th Floor, City County Building, Department of Lands and Buildings — Project No. 77-8, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 189. A Resolution entitled, "Resolution granting a License to Duquesne Light Company for the installation of five (5) poles and two (2) anchors, and the replacement of one (1) pole on City property, Highland Park, 11th Ward."

Which was read.

Also,

Bill No. 190. A Resolution entitled, "Resolution granting a License to Duquesne Light Company for the installation of one (1) pole and two (2) anchors, and the removal of two (2) existing poles and one (1) existing anchor on City property, Highland Park, 11th Ward."

Which was read.

Also,

Bill No. 191. Resolution authorizing the sale of property in the 5th Ward, on Monroe St. nr. Finland, designated as Block 26-K Lots 112 and 117, to Daniel P. Wasielewski and Loretta C. Wasielewski, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 192. Resolution authorizing the sale of property in the 6th Ward, being 4-2 sty. brk. hses. on Penn Ave. designated as Block 25-G, Lots 150-A, 153, 154 and 154-A, to Robert Lockett Jr., for the sum of $3,350.00.

Which was read.

Also,

Bill No. 193. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Lenora Street, designated as Block 124-F, Lot 78 to Fredirico and Rose Baleno, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 194. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot in the rear of Second Ave., Block 56-F, Lot 78, to James Pivirotto for the sum of $1,000.00.

Which was read.

Also,

Bill No. 195. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Barry Street, designated as Block 13-D, Lot 28, to Ralph and Gertrude Dailey, his wife, for the sum of $250.00.

Which was read.

Also,

Bill No. 196. Resolution authorizing

the sale of property in the 19th Ward, being vacant lots on Grace Street, to Community Baptist Church of the Mount for the sum of $2,380.00.

Which was read.

Also,

Bill No. 197. Resolution authorizing the sale of property in the 19th Ward, being a vacant lot on Clarence St., Block 6-K, Lot 297, to Joseph Radley and Anna Radley, his wife for the sum of $250.00.

Which was read.

Also,

Bill No. 198. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Orangewood Ave., designated as Block 35-D, Lot 129, 131, 132, to Arthur C. and Rosalind M. Waller, his wife, for the sum of $1,800.00.

Which was read.

Also,

Bill No. 199. Resolution authorizing the sale of property in the 27th Ward, being a 2½ sty. fra. hse. on 2917 Fredrick St., Block 45-A, Lot 199, to Kathleen R. Leo for the sum of $750.00.

Which was read.

Also,

Bill No. 200. Resolution authorizing the sale of property in the 30th Ward, being a 2½ sty. fra. hse. on Riefert Street, designated as Block 33-K, Lot 134, to James R. and Theresa M. Gillece, his wife, for the sum of $4,700.00.

Which was read.

Also,

Bill No. 201. Resolution authorizing the sale of property in the 32nd Ward, being a vacant lot on Dartmore St., Block 95-A, Lot 274, to Gloria J. Szulkowski for the sum of $700.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Bulls presented**

Bill No. 347. WHEREAS, the City of Pittsburgh has gained national recognition through the efforts of its professional, collegiate and scholastic sports team; and

WHEREAS, these teams have brought enjoyment to the residents of the area as well as calling attention to the City of Pittsburgh; and

WHEREAS, the Pittsburgh Steelers have been an integral part of local sports with the great measure of success they have achieved in the National Football League over the past several seasons; and

WHEREAS, the Steelers, as well as those who participate in or follow sports in the area, were shocked and saddened by the tragic air crash last December that took the lives of 29 people, including the University of Evansville basketball team and their coach, Bobby Watson, a native of Bethel Park; and

WHEREAS, a team of Steeler players will play a charity basketball game in Evansville, Indiana on February 11 with the proceeds from the event going to special funds;

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor and the members of the Council of the City of Pittsburgh do hereby offer their full support to this charitable venture and extend to the people of Evansville and especially to those who were personally affected by this tragedy their deep condolences and sincere best wishes for the future.

Which was read.

**Mr. Bulls:**

I move for approval.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

**Mr. Bulls:**

Mr. Chairman, I have just received this and it has been prepared by Mr. Perry, and I'd like for you to present it to one of the Steeler players who is out in the audience.

(Mr. DePasquale presents Resolution to Reggie Harrison)

**Mr. Bennedetti:**

I would like to thank Council for this resolution. Reggie, Franco Harris, and several others will be playing in the game to raise funds for the children who were left behind.

To accept this resolution on behalf of the Steelers and also to make a presentation to the Evansville press officials, I'd like to introduce to the Members of Council, Steeler fullback Reggie Harrison.

**Mr. Harrison:**

I'd like to say on behalf of the Pittsburgh Steelers that I accept this resolution and I am sure that people in Evansville be glad to receive it.

I have only been in Pittsburgh for four years and in those four years I have noticed that the Pittsburgh residents are the first to help in any situation, especially this particular tragedy.

Although we can't debate on a tragedy, I would like to say thank you for making this resolution to the people of Evansville. God Bless You.

**Mr. DePasquale:**

Again, thank you gentlemen for taking time out from your busy schedules to come down and accept this resolution.

**Mr. Robinson** presented

Bill No. 348. WHEREAS, Afro-Americans have been an integral part of this nation, this state, this country, and this city's history for three hundred years; and

WHEREAS, the month of February has been traditionally designated to recognie their many deeds and accomplishments; and

WHEREAS, many distinguished Afro-Americans made history as residents of our City, such as Dr. Martin R. Delaney; and

WHEREAS, throughout the nation distinguished and honored people of African ancestry will be honored during Afro-American History Month;

NOW, THEREFORE, BE IT

RESOLVED that the Mayor and the Members of the Council of the City of Pittsburgh, on behalf of all citizens of the City of Pittsburgh, observe the month of February as Afro-American History Month.

Which was read.

**Mr. Robinson:**

I move for adoption.

**Mr. Stone:**

I second the motion.

Which motion prevailed.

**The Chair presented**

Bill No. 349. WHEREAS, the Pittsburgh Jaycees are a civic service organization dedicated to providing leadership training for its members through active participation in local community betterment programs; and

WHEREAS, on February 5, 1978, the Pittsburgh Jaycees celebrated their 30th Annual Man of the Year Dinner honoring thirteen individuals for their contributions in their respective fields; and

WHEREAS, Councilman James Lally was a recipient of the Man of the Year Award for Labor,

NOW, THEREFORE

BE IT RESOLVED that the Mayor and Members of the Council of the City of Pittsburgh hereby recognize Mr. Lally's outstanding achievement in the labor industry and congratulate him on his receipt of the Pittsburgh Jaycees Man of the Year Award for labor.

Which was read.

**Mr. Givens:**

I move for adoption.

**Mr. Stone:**

I second the motion.

Which motion prevailed.

**Mr. DePasquale:**

I would like to add a word or two. It so happens that there are other members of City Council who head labor groups and from time to time we get to honor them — in this case, Mr. James Lally. I think this might open some people's eyes to the fact that people in the labor field are doing a great service for their city, state and nation.

I was a little put out last week by a letter in the Pittsburgh Press from an irate citizen who wrote into the editorial section and said that the Government — city, state and federal, are run by hoodlums and refer to the fact that the hoodlums are labor leaders and racketeers and it seems to come up quite often. Sometime I wonder if the editorial page shouldn't be screened against these types of letters, because you wonder where these letters are coming from and why. If somebody doesn't like it, that is one thing, but I thought it was reprehensive and I had to comment on it.

**Mr. Lally:**

Thank you, Mr. President. I certainly want to thank my fellow Councilmen and Councilwoman. It was an honor for me to receive the award last night, which is quite an affair by the way. There were a lot of top class people down there — Senator Heinz, Rocky Bleier and Andy Russell. These were all top-shelf people. It was a great award and a great dinner and it was the first time that I had been to an affair of the Jaycees. I can't say enough about it, but I think it should be publicized more because it

was well worth it. Thank you again for this resolution.

**Mr. DePasquale:**

Councilmen, you should be especially proud that one of your fellow members received such a great honor.

**Mr. Stone:**

Mr. President if I may, I'd like to have Mr. Ruff come in next Wednesday, Again, I had talked to Mr. Coyne about it — relative to the snow removal.

While I think all of us felt that our Public Works was doing a good job in the earlier stages of it, there has been somewhat of a lack of visible evidence of snow removal and it is becoming more aggravating than we had discussed last week.

If you will recall, 23 refuse trucks were down which was three weeks prior to the snow. It came in stages, but now we have gotten more accumulation which has been building up. Last week we called in Mr. Gaetano and offered some form of assistance by recommending some cooperation with the neighborhoods to remove their vehicles or some form of night removal so they wouldn't have to remove cars all day. We even recommended that they put on additional CETA workers and I understand that they have done that. They have put 83 of them on, but in the wrong place. Instead of putting them in snow removal, they put them with the refuse drivers. It's obvious that the refuse drivers can't do their job now and it is becoming a very, very acute problem.

I noticed this morning coming in Fifth Avenue that certain blocks may have been clear, the main arteries, but since Oakland is basically a two-way street, it is very difficult to go to these secondary roads to avoid the traffic.

I noticed on Sarah Street that we haven't done it and yet that leads to Carson which is the only one in operation.

I also noticed this morning that the "Keep The City Clean" signs on the refuse cans were filled that you couldn't even get the doors open. I am concerned about this, but also about the condemned buildings in the 2500 block of Carson Street in South Side. That is where we lost three lives about three weeks ago. But I am concerned with areas like what we call in the South Side, the Hollow and the only way to get to it is through the Koller Club — for those of you who aren't aware of it. They only have one way in but there are a lot of people with wooden houses up near the Arlington Civil Council where there are one or two streets to take them in. Right now we don't have any way that any fire equipment could get into the area. The same thing is a problem around St. Paul's Monastary. The same thing is a problem in Spring Hill, Troy Hill and the North Side.

I don't think we can sit by any more leaving it go and hoping it is going to get warm and melt away. I have a great concern and yet at the same time I think they have demonstrated to me they are trying to do a good job. Apparently they need some assistance.

**Mr. DePasquale:**

If it is any consolation Mr. Stone, I read some time ago that traditionally the last two weeks of January and the first week of February are the three coldest weeks of the year in Pittsburgh. Being that tomorrow is February 7, perhaps some ray of sunshine will be near.

Mr. Lally moved

That the Minutes of Council of Monday, January 16, 1978, be approved.

Which motion prevailed.

And, on a motion of Mr. Robinson,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, February 14, 1978 No. 7

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Tuesday, February 14, 1978

PRESENT:

| | |
|---|---|
| Mr. Givens | Mrs. Masloff |
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. DePasquale (Pres't) |

ABSENT:

| | |
|---|---|
| Mr. Lally | Mr. Stone |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all .

Mr. DePasquale:

Members of Council, Mr. Stone is not here. He is in Harrisburg, Pennsylvania today meeting with the Senators and Representatives of the Western part of Pennsylvania relative to increased funds for bridge and highway construction. As Vice-chairman of the Southwestern Regional Planning Commission, he is heading up a delegation of commissions of the six southwest counties.

I wish him all the luck because we can certainly use the money.

PRESENTATIONS

Mr. Bulls presented

No. 350. Resolution authorizing the issuance of warrants in the amount of $11,952.55, in favor of the Police Officers listed below, in payment for travel and meals incurred while in training, chargeable to and payable from Code Account 1447, Miscellaneous Services, Department of Police.

Also

No. 351. Resolution authorizing the issuance of warrants in the amount of $7,678.25, in favor of the Police Officers listed below, in payment for travel and meals incurred while in training, chargeable to and payable from Code Account 1447, Miscellaneous Services, Department of Police.

Which were read and referred to the Committee on Finance.

Also

No. 352. Communication from Thomas Kennelly, Chief, Dept. of Fire, requesting permission for one member of Fire Dept. to attend Fire Service Photography Program at Pennsylvania State University, University Park, Pa., May 19-20, 1978, at cost not to exceed 200.00 payable from Code Account 1403, Misc. Services, Department of Fire.

Which was read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 353. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $276.00 for extra work in connection with Refuse Office and Locker Facility, Controller's Contract No. 22307.

Also

No. 354. Communication from John E Ruff, Director of Public Works, requesting interim approval of payment of $10,750.56 for extra work in connection with reconstruction of Ross Street and Fourth Avenue, Controller's Contract No. 22550.

Also

No. 355. Petition from the residents of Zama Road, between Fernwald Road and Anita Avenue, requesting the City to install grading, paving, curbing, sewer lines and water lines for the aforesaid Zama Road.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 356. Resolution authorizing renewal of a Conditional Use under provisions of the Zoning Ordinance, No. 192 (58), as amended, for the construction of a three story extension to the Gardner Steel Conference Center for the University of Pittsburgh at the southeasterly intersection of Thackery Street and O'Hara St., 4th Ward.

Also

No. 357. Resolution approving a Conditional Use under Section 2801-1-A-(9) of the Zoning Ordinance, No. 192(58), as amended for construction of student housing facilities for 192 students for Carnegie Mellon University on property Zoned "I-C" Institutional-Civic District and located at 5138 Margaret Morrison Street, 14th Ward.

Also

No. 358. Resolution amending Resolution No. 44 of 1976, as amended, by providing funds in the amount of $90,782.63 to the Department of Public Works; to allow said department to enter into contract or contracts for the performance of the Carnegie Library-Wylie Branch to Hill Shopping Center for the relocation of the Carnegie-Library-Wylie Branch to that facility and to provide additional funds to this project in an amount not to exceed $68,500.00 from 1977 Community Development Block Grant Trust Funds Unspecified Local Options.

Also

No. 359. Resolution providing for Supplemental Agreement or Agreements with the Urban Redevelopment Authority for the Model Cities Program Housing Project by decreasing the amount provided therefore from $155,000 to $95,000 and by extending the term of the Agreement through September 30, 1978.

Also

No. 360. Resolution providing for a Seventh Supplemental Agreement between the City of Pittsburgh and Neighborhood Housing Services, Inc., to extend the term of operation of the Housing Rehabilitation Project through September 30, 1978, and increasing the cost of the program from $2,373,000 to $2,433,000.

Also

No. 361. Communication from Robert Lurcott, Director of City Planning, re-

questing permission to travel to Harrisburg, Pa., February 17, 1978 to meet with Secretary of Community Affairs in connection with State funding for housing and renewal assistance, at cost not to exceed $90.00 payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Also

No. 362. Communication from Robert Lurcott, requesting permission for two staff members to travel to Washington, D.C., and Baltimore, Maryland, February 21-23, 1978, at cost not to exceed $100.00, payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Givens for Mr. Lally presented

No. 363. Communication from Harold West, Director of Lands and Buildings, requesting interim approval of payment of $900.00 to R. C. Firsching Associates, in connection with survey and preparation of specifications for Public Works Impact Program for Energy Conservation, in City-County Building.

Also

No. 364. Resolution repealing Res. No. 56 approved 2/10/76, which authorized the sale of property in the 16th Ward, on rr. Becks' Run Road to Paul and Barbara Blotz, for the sum of $500.00. Hand money being forfeited in the amount of $100.00.

Also

No. 365. Resolution repealing Res. No. 19, approved 2/11/72, which authorized the sale of property in the 3rd Ward, on Vine Street to Allegheny Housing Rehabilitation Corp. for the sum of $400.00. The hand money in the amount of $100.00 to be forfeited as purchaser has failed to comply with the agreement of sale.

Also

No. 366. Resolution repealing Res. No. 505, approved 12/22/75, which authorized the sale of property in the 18th Ward, on Climax St., to Kenneth M. Sheppard, for the sum of $800.00. Hand money being forfeited in the amount of $100.00.

Also

No. 367. Resolution repealing Res. No. 380, approved 10/20/75, which authorized the sale of property in the 25th Ward, on Jefferson St., to Arthur B. and Gail A. Blackburn, for the sum of $150.00. Hand money being forfeited in the amount of $150.00.

Also

No. 368. Resolution amending Res. No. 1137, approved 11/25/77, which authorized the sale of property in the 28th Ward, on Mayfair St., to David and Dianne Lang, for the sum of $2,350.00, to change the description.

Also

No. 369. Resolution authorizing the sale of property in the 6th Ward, on 3469 Denny Street, to Vera M. Traub, for $4,700.00.

Also

No. 370. Resolution authorizing the sale of property in the 12th Ward, on 7150 Gladefield Street, to Jetson B. Dent, for $400.00.

Also

No. 371. Resolution authorizing the sale of property in the 18th Ward, on Gearing Street, to Morris Lee Gantt and Geraldine M. Gantt, for $700.00.

Also

No. 372. Resolution authorizing the sale of property in the 19th Ward, on

Sweetbriar Street, to Joseph C. Nestor and Marcella M. Nestor, for $200.00.

Also

No. 373. Resolution authorizing the sale of property in the 20th Ward, on Lorenz Ave. to James Pivirotto, for $1,200.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Mr. Robinson** for Mr. Stone presented

No. 374. Communication from John E. McGrady, City Controller, submitting performance audit for the Department of City Treasurer, Water Assessors Section, City of Pittsburgh.

Which was read and referred to the Committee on Finance.

**The Chair** presented

No. 375. Communication from N. C. McDermott, Jr., Comptroller of Allegheny County Sanitary Authority submitting a list of the Authority's personnel as of December 31, 1977 in accordance with the Act of Assembly No. 339.

Also

No. 376. Communication from Mayor Caliguiri submitting a Table of Organization in conformance with Section 227 of the Charter Act.

Also

No. 377. Communication from Kenneth Fields, Budget and Research Officer, submitting executed Memorandum of Understanding between the City of Pittsburgh and Local 2037 of the American Federation of State, County and Municipal Employees, AFL-CIO covering all first level supervisory employees.

Also

No. 378. Communication from Mead J. Mulvihill, Jr., City Solicitor, submitting proposed Pittsburgh Code in accordance with Section 324 of the Pittsburgh Home Rule Charter.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

**Mr. Robinson** for Mr. Stone presented

No. 379. Report of the Committee on Finance for February 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 525. A Resolution entitled, "Resolution AUTHORIZING the issuance of a warrant for $1,069.70 in favor of: The W. W. Williams Co., P. O. Box 386, 800 Commonwealth Drive, Warrendale, PA 15086, for the repair of air compressor without previous authority of law."

Which was read.

Also,

Bill No. 226. A Resolution entitled, "Resolution authorizing the issuance of a warrant in the amount of $371.47 in favor of the Gage Company, P. O. Box 1168, Pittsburgh, Pennsylvania, 15230, for services rendered without previous authority of law. These services were to repair an IR Air Compressor, Model No. 223X5, Serial No. 30T328012. To be paid out of Code Account No. 1463, Miscellaneous Services, Department of Fire."

Which was read.

Also,

Bill No. 253. A Resolution entitled, "Resolution PROVIDING for the issuance of a warrant in favor of Franklin

Interiors, in the amount of $420.45, in payment for work performed for the benefit of the City in connection with the installation of carpeting, 4th Floor, City County Building, and providing for the payment thereof."

Which was read.

Also,

Bill No. 277. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Chubb/Pacific Indemnity Group and The Buncher Company in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 278. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Zelma M. Budia in the sum of $550.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 279. A Resolution entitled, "Resolution PROVIDING for an Agreement or Agreements with Squirrel Hill Urban Coalition, Negro Educational Emergency Drive and Elder-ado for the implementation of the Comprehensive Employment and Training Act, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 280. A Resolution entitled, "Resolution AMENDING a portion of Resolution No. 1069, approved November 10, 1977 entitled 'A Resolution providing for an Agreement or Agreements with Carnegie Institute, Shady Lane School, Ernest T. Williams, Jr. Memorial Center, Holy Family Institute, Oakland School of Theatre Dance, Paul Younger Community Center, Parcway Industries and Vintage, Inc. for the implementation of the Compehensive Employment and Training Act, and providing for the payment of the costs thereof.' "

Which was read.

Also,

Bill No. 281. A Resolution entitled, "Resolution supplementing and amending Resolution No. 980, approved October 20, 1977, entitled, 'Resolution providing for an Agreement or Agreements with Community Action Pittsburgh to implement the Weatherizing Homes in Pittsburgh Program (WHIP),' by providing for transfer of funds from various code accounts to said trust fund and further providing for the reimbursement from said trust fund of certain code accounts and other trust funds; and repealing Resolution No. 1295, approved December 30, 1977."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Coyne presented**

No. 380. Report of he Committee on Public Works for February 8, 1978, transmitting one Ordinance and one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 230. An Ordinance entitled, "An Ordinance supplementing Section 2. and Section 3 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

My only concern here is that it has been so long in that particular area there and that's a wide part of Liberty Avenue, and my concern is have those been contacted. A couple of new ones have just originally been initiated in that particular area, especially from the bridge junction up on Ella Street, going up toward Dell's Restaurant — if you are familiar with that area. That's my concern.

There is one other concern. I called the people, and they are in agreement with it, but sometimes people put in petitions and when signs go up they find difficulties after the fact.

I would vote on everything, with consideration given to see if the people in the area, business people along that area were consulted. If not, I would ask that the Department of Public Works could possibly send another ordinance redesignating that.

**Mr. Coyne:**

I will move to recommit the bill and then we will find out.

**Mr. Robinson:**

I second the motion.

Which motion prevailed.

Also,

Bill No. 231. A Resolution entitled, "Resolution AMENDING and supplementing Resolution No. 568, approved June 23, 1977 entitled 'Providing for a Contract or Contracts for the reconstruction of Chessland Street (PW 77-9) including grading, paving, and curbing and other work incidental thereto, and providing for payment thereof', and specifically repealing Resolution No. 904, approved October 4, 1977, entitled 'Providing for the grading, paving and curbing of Chessland Street from the northerly line of Willoughby Street produced to a point 104.00 feet north of the centerline of Brett Street, including construction of a 12-inch public sewer and

other work incidental thereto; including, as may be necessary, the entrance onto private property for corrective work, slope easements, the grading of driveways and other work incidental thereto.' "

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 381. Report of the Committee on Planning, Housing and Development for February 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 237. A Resolution entitled, "Resolution PROVIDING for a Fifth Supplemental Memorandum of Understanding regarding the Pittsburgh Model Cities Program — Housing Enclosure Project, to extend the term of the agreement."

Which was read.

Also,

Bill No. 238. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Daniel Hunter, Jr. and Ann L. McPherson for the sale of Parcel 15 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 239. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Harold Holland for the sale of Parcel 35 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 240. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Melvin Marie Williams for the sale of Parcel 49 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 241. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James R. Herring, Jr. for the sale of Parcel 52 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 242. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jacqueline Harrington for the sale of Parcel 55 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 243. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Luis Hazlip for the sale of Parcels 62 and 65 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 244. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Henry Artemus and Cheryle Lee Carson for the sale of Parcel 78 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 245. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gary D. Peeks and Lois E. Peeks for the sale of Parcel 114a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 246. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James L. White for the sale of Parcel 114b in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 247. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Carrie D. Powell and Rose Dennis for the sale of Parcel 133 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 248. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ronald J. Heard for the sale of Parcel 176 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 249. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Yvonne Garner for the sale of Parcel 216a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 250. A Resolution entitled,

"Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Elmer West and Julia West for the sale of Parcel 217 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 251. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tracy R. Nolan for the sale of Parcel 233 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 252. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Earl V. Coleman for the sale of Parcel 247 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 382. Report of the Committee on Supplies for February 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 271. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Asphalt Rollers, less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 272. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Asphalt Finishers, etc. less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 273. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Cab/Chassis for Salt Truck, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Masloff presented

No. 383. Report of the Committee on Parks and Recreation for February 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 268. A Resolution entitled, "Resolution PROVIDING for an Agreement or Agreements with the Pittsburgh Symphony Society for the furnishing of concerts to the residents of Pittsburgh during the year 1978; and providing for the payment of the cost which is not to exceed $20,000.00, and is chargeable to and payable from Code Account 1833, Concerts, Department of Parks and Recreation."

Which was read.

Also,

Bill No. 269. A Resolution entitled, "Resolution PROVIDING for a contract or contracts for the installation of bituminous resurfacing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 270. A Ressolution entitled, "Resolution PROVIDING for a contract or contracts for the installation of fencing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Givens:**

On Bill No. 270, regarding fencing in various ball parks. Dean's Field in Bloomfield needs a fence extension because balls constantly go over a hill beside the park and many hazards have occured because of this. I have asked for this many times. Sophie, please get with Mrs. Brown on that, that is Dean's Field in Bloomfield.

**Mr. Robinson:**

Is that the 80 yard field with the astro-turf?

**Mr. Givens:**

Yes. They need a little extension on the right-hand side of the cage so that the ball won't end up in the ravine.

**The Chair:**

Is there any other discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative the bills passed finally.

Mr. Bulls presented

No. 384. Report of the Committee on Public Safety for February 8, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 228. A Resolution entitled, "Resolution PROVIDING for an agreement or agreements with the Federal Drug Enforcement Administration for reimbursement to City in Connection with City's participation in the Drug Enforcement Administration Task Force Program in an amount not to exceed $10,080.00."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff for Mr. Lally presented

No. 385. Report of the Committee on Lands and Buildings for February 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 254. A Resolution entitled, "Resolution authorizing the Mayor, the Director of the Department of Lands and Buildings and the Director of Environmental Services, on behalf of the City of Pittsburgh to enter into a Lease with Julius E. Kruman, Jack K. Kruman, et al, for all that vacant land at 29th Street and Penn Avenue, 6th Ward, for a term of sixteen (16) months at a monthly rental of Five Hundred Dollars ($500.00), for use by the Department of Environmental Services for parking and storage of refuse equipment, upon certain terms and conditions and providing for the payment of same."

Which was read.

Also,

Bill No. 255. A Resolution entitled, "Resolution repealing Resolution No. 52, approved 2/5/76, for the sale of property in the 5th Ward on 132 Trent Street, Block 10-J, Lot 114, forfeiting hand money of $100.00 of Robert T. Holmes as failure to comply with the agreement of sale."

Which was read.

Also,

Bill No. 256. A Resolution entitled, "Resolution repealing Resolution No. 229, approved 6/25/73 authorizing the sale of property in the 5th Ward on Webster Avenue. Hand money in the amount of

$120.00 to be forfeited as purchasers Lowrane and Verna Taylor have failed to comply with the agreement of sale."

Which was read.

Also,

Bill No. 257. A Resolution entitled, "Resolution repealing Resolution No. 371, approved October 20, 1975, property in the 10th Ward on Schenley Avenue, Block 50-C, Lot 48, as purchasers have failed to comply with the agreement of sale. Hand money of A. D. and Jannie Williams in the amount of $100.00 to be forfeited."

Which was read.

Also,

Bill No. 258. A Resolution entitled, "Resolution repealing Resolution No. 112, approved 2/15/77 being a portion of Block 67-B, Lot 2 in the 28th Ward on Idlewood Road to Raymond A. and Elaine M. Schmitt for the sum of $62,-500.00 for the reason that the property is not useable for the proposed purpose."

Which was read.

Also,

Bill No. 259. Resolution authorizing the sale of property in the 5th Ward, being 2 2-story frame houses #2266-68 Bedford Avenue, Block 10F, Lot 136, to Broughton Ganaway and Carrie Ganaway for the sum of $800.00.

Which was read.

Also,

Bill No. 260. Resolution authorizing the sale of property in the 5th Ward, being a 2 story brick duplex, #2239 Bloomer Way, Block 10-F, Lot 144-A, to Jennie Daniels for the sum of $400.00.

Which was read.

Also,

Bill No. 261. Resolution authorizing the sale of property in the 10th Ward, being a vacant lot on the rear of Rosecrest Place, Block 81-M, Lot 272, to Anthony Phillips, Jr. and Deborah J. Phillips, his wife for the sum of $6,000.00.

Which was read.

Also,

Bill No. 262. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Flowers Avenue to Gus Holden and Saney Lee Holden, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 263. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Monongahela Street, Block 55-P, Lot 82, to Robert D. Garrison and Lillie Mae Garrison, his wife, for the sum of $250.00.

Which was read.

Also,

Bill No. 264. Resolution authorizing the sale of property in the 18th Ward, being a vacant lot on Estella Street, Block 15-S, Lot 158, to John Bryant and Lucy M. Bryant, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 265. Resolution authorizing the sale of property in the 31st Ward, being a vacant lot on Homeridge Avenue, Block 91-P, Lot 214, to Irwin L. Raleigh for the sum of $250.00.

Which was read.

Also,

Bill No. 266. Resolution authorizing the sale of property in the 20th Ward, being a vacant lot in the rear of Wymore Street, Block 19-B, Lot 196, to Walter Artinger for the sum of $1,500.00.

Which was read.

Also,

Bill No. 267. Resolution authorizing the sale of property in the 19th Ward, being a vacant lot on Woodbourne Avenue, Block 96-J, Lot 340, to Larry Vichie for the sum of $1,200.00.

Which was read.

Also,

Bill No. 311. A Resolution entitled, "Resolution amending Resolution No. 15, effective January 31, 1978, entitled: "Resolution amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, adopting the 1976 Capital Budget and further amending Exhibit 1 of Resolution No. 1038, effective January 1, 1977, as amended entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds' by further reallocating funds for the Department of Lands and Buildings and deleting certain projects" by reinstating Section 1 and reducing funds in Section 3."

Which was read.

Also,

Bill No. 312. A Resolution entitled, "Resolution amending Resolution No. 16, effective January 31, 1978, entitled: "Amending Resolution No. 628, approved August 9, 1976, entitled: 'Providing for a contract or contracts for City County Building Entrance Improvements — Department of Lands and Buildings, Project 76-8, and providing for an Agreement with the County of Allegheny to share the cost thereof' by revising Section 1 to indicate the scope of work and cost, and deleting Section 2" by changing the source of funds."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | | |
|---|---|---|
| Mr. Bulls | | Mrs. Masloff |
| Mr. Coyne | | Mr. Robinson |
| Mr. Givens | | Mr. DePasquale (Pres't) |
| Ayes | 6 | Noes none |

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Givens:**

The meeting with the Mayor this morning — Jim Kelly substituted. The subject was brought up on the energy crisis and what's going to happen in the Pittsburgh area. My personal feelings, and shared by other members of this Council, is that we should all sit down and discuss what in fact is going to happen. I just don't mean holding Monday as a no work day, but something that is serious and could be a national problem, especially in the Pittsburgh area and Western Pennsylvania — they could be hit the hardest.

I feel that to wait until this possible energy crisis is upon us would be wrong. I feel it is encumbant upon this Council, as well as the Mayor, to talk to the Governor of this State, as well as to the

President and his advisors to bring emphasis on the highest level of government in regard to this crisis and not wait for a brown out or blackout situation to occur.

I ask that we set up a meeting, this Council and the Mayor to set a policy for the the people we represent.

**Mr. DePasquale:**

Does anybody else care to comment?

**Mr. Robinson:**

Mr. President, it is my understanding that the Mayor's Office has sent out some sort of memorandum to department heads. The way I found out — I went down to the Print Shop and walked into a hallway that was dark. I thought the lightbulb was out, but I was informed that memoranda had been sent out.

With reference to the Print Shop, only certain hours are designated, certain machines can be ran in that shop. But, I understand, at least the administrative side, they have received some directions — I believe the City Clerk, Mr. Perry, is supposed to get something from Mr. Hayllar in the Mayor's Office as to what kind of proposals the Mayor has submitted and also what kind of direction was given to the department heads.

**Mr. DePasquale:**

I share with what you are saying, but at the same time, the Governor seems to feel that there is no shortage.

Will the City Clerk set up a meeting with the Mayor as soon as possible?

**Mrs. Masloff moved:**

That Mr. Lally and Mr. Stone be excused for absence from this meeting.

Which motion prevailed.

**Mr. Coyne moved:**

That the Minutes of Council of Monday, January 23, 1978 be approved.

Which motion prevailed.

**Mrs. Masloff moved:**

That this meeting be adjourned and meet again next Tuesday, February 21, 1978 at 2:00 p.m.

And Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, February 21, 1978 No. 8

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Tuesday, February 21, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

ABSENT:

Mrs. Masloff

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 386. Resolution authorizing issuance of a warrant in favor of the Golden Triangle Construction Company in the amount of $472.50 in payment for extra work in connection with the widening and improving Liberty Avenue at the Bloomfield Bridge, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Also

No. 387. Resolution providing for the issuance of a warrant in favor of Dr. Constance T. Fischer, in the amount of $270.00 in payment for conducting two workshops dealing with Crime Prevention furnished for the benefit of the City in connection with Police Community Relation Project (PCRP) and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 388. Resolution providing for a contract or contracts for the replacement of valves, pipe and other work incidental thereto at the Howard Street Pumping Station and providing for the payment thereof.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 389. Resolution setting aside and dedicating for public use for highway

purposes, Lot No. 48 and Lot No. 49, as laid out in C. B. Harmon's Plan of Westwood, as recorded in Allegheny County Plan Book Volume 50, Page 52, in the Twenty-Eighth Ward of the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 390. Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce, Economic Development Administration for a grant in connection with the Community Economic Development Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Community Economic Development Project; providing for the required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in a bank account.

Also

No. 391. Resolution authorizing the URA of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 13th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 174-F, Lot No. 39 and Block 231-K, Lot 287.

Also

No. 392. Resolution authorizing the URA of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 27th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 76-J, Lot 339.

Also

No. 393. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Robert E. Lee for the sale of Block 175D, Lot 127 in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 394. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Ronald L. Suber and Iris V. Rudolph for the sale of Block 22L, Lot 272 in the Twenty-First Ward of the City of Pittsburgh.

Also

No. 395. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Brack M. Barb, Jr. for the sale of Block 22L, Lot 296 in the Twenty-First Ward of the City of Pittsburgh.

Also

No. 396. Resolution approving a form of Contract for Disposition of Land by and between the URA of Pittsburgh and Angel B. Robinson for the sale of Block 22P, Lot 30 in the Twenty-First Ward of the City of Pittsburgh.

Also

No. 397. Resolution approving a Conditional Use under Section 2801-1-A-(27) of the Zoning Ordinance, No. 192(58) as amended, for enlargement and conversion of the existing structure located at 1200 Grandview Avenue for restaurant and lounge for Paul Kyros, President, Tin Angel Inc., on certain property zoned "S-A" Special District, Class "A" and identified as Lot Numbered 10, Block 6-M in the Allegheny County Block and Lot System, 19th Ward.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 398. Resolution providing for the filing of an application by the City of Pittsburgh with the Economic Development Administration, U. S. Department of Commerce, for a grant in connection with the City County Building Weatherization Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the City County Building Weatherization Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit, and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 399. Resolution amending Exhibit 1 of Resolution 1350, effective January 1, 1978, entitled: "Resolution — adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds", by further describing a Project and increasing the Project Allocation.

Also

No. 400. Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB 77-10, and providing for the payment of the costs thereof.

Also

No. 401. Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof.

Also

No. 402. Resolution repealing Res. No. 18 approved 2/11/72, which authorized the sale of property in the 3rd Ward on Crawford St. to Allegheny Housing Rehabilitation Corporation for the sum of $750.00. Hand money of $100.00 being forfeited as purchaser has failed to comply with the agreement of sale.

Also

No. 403. Resolution repealing Res. No. 21, approved 2/11/72, which authorized the sale of property in the 3rd Ward on Vine St. to Allegheny Housing Rehabilitation Corporation for the sum of $2,500.00. Hand money in the amount of $250.00 being forfeited as purchaser has failed to comply with the agreement of sale.

Also

No. 404. Resolution repealing Res. No. 376, approved 10/20/75 which authorized the sale of property in the 13th Ward, on Sickles St. to Leon and Arvella Starks, for $700.00. Hand money being forfeited in the amount of $100.00.

Also

No. 405. Resolution repealing Res. 235, approved 6/9/75, which authorized the sale of property in the 15th Ward on Irvine St., to Robert and Veronica Matney for the sum of $150.00. Hand money being forfeited in the amount of $100.00 as purchasers have failed to comply with the agreement of sale.

Also

No. 406. Resolution repealing Res. No. 554, approved 7/22/76 authorizing the sale of property in the 26th Ward, on Woessner St. to Harry Eigenrauch for the sum of $2,300.00. Sale cancelled per request of purchaser. Hand money in the amount of $230.00 to be forfeited.

Also

No. 407. Resolution repealing Res. No. 301 approved 7/21/75, which authorized the sale of property in the 26th Ward, on Evergreen Road, to Ralph V. Fuehr,

for the sum of $600.00. Hand money being forfeited in the amount of $100.00.

Also

No. 408. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Elmdale and Shadyhill Road to Albert J. and Naomi J. Breit, his wife, for the sum of $1,500.00.

Also

No. 409. Resolution authorizing the sale of property in the 28th Ward, on Shadyhill Road, to John A. and Jane B. Gallagher, his wife, for the sum of $500.00.

Also

No. 410. Resolution authorizing the sale of property in the 5th Ward, being vacant lots on Webster Ave., to Jessee E. and Jean D. Bolden, his wife, for the sum of $1,500.00.

Also

No. 411. Resolution authorizing the sale of property in the 10th Ward, being vacant lots on Wickliff Street, to Dorothy A. Lisowski, for the sum of $300.00.

Also

No. 412. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Dix Way, to Dorothy Lowe for the sum of $150.00.

Also

No. 413. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Glen Caladh, to Frederick M. and Maryann Guercis, his wife, for the sum of $850.00.

Also

No. 414. Resolution authorizing the sale of property in the 16th Ward, being .265 acres of land on Parkwood Road, to Donald J. and Jesephine H. Eisel, his wife, for the sum of $350.00.

Also

No. 415. Resolution authorizing the sale of property in the 20th Ward, being a vacant lot on Hillsboro Street, to Michael Lupka, for the sum of $1,450.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mr. Robinson presented

No. 416. Resolution amending Resolution No. 1314, approved December 30, 1977, entitled, "A Resolution providing for the letting of a contract or contracts for the furnishing and delivery of a Rescue Tool and Accessories, for the Emergency Medical Services, Department of the Mayor, and for the payment thereof", by increasing the amount from $5,500.00 to $5,845.00.

Also

No. 417. Resolution providing for the letting of a contract for the furnishing and delivery of Sewer Rodding Machines Trailer Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 418. Resolution providing for the letting of a contract for the furnishing and delivery of an Aluminum Scaffold, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 419. Resolution providing for the letting of a contract for the furnishing and delivery on One Aerial Truck for Bridge Inspection Program, Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 420. Resolution providing for the letting of a contract for the furnishing and delivery of Helmets, for the Department of Emergency Medical Services, and for the payment thereof.

Also

No. 421. Resolution providing for the letting of a contract for the furnishing and delivery of Sewer Cleaners, Hydraulic, Truck-Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 422. Resolution providing for the letting of a contract for the furnishing and delivery of Compressors - Trailer Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 423. Resolution providing for the letting of a contract for the furnishing and delivery of Radio Equipment (Portable and Mobile) for the Department of Supplies, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 424. Resolution authorizing issuance of a warrant in favor of Frank and Mary Yannuzzi in the sum of $2,393.94 in settlement of claim for damage and providing for the payment thereof.

Also

No. 425. Resolution authorizing issuance of a warrant in favor of Peter Morelli in the sum of $661.66 in settlement of claim for damage and providing for the payment thereof.

Also

No. 426. Resolution authorizing issuance of a warrant in favor of Frank Terry in the sum of $928.96 in settlement of claim for damage and providing for the payment thereof.

Also

No. 427. Communication from Mayor Caliguirl, requesting permission for Messrs. Schillo and Palichak to attend Grants Management Training Seminar, Meadville, Pa., March 1, 1978, at cost not to exceed $140.00, payable from Code Account 1017, Miscellaneous Services, Mayors Office.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented

Bill No. 428. Communication from Mayor Richard S. Caliguiri returning Bill No. 276 with line item veto of Code Account No. 42-7, Contingent Fund — Pensions.

Which was read, received and filed.

Also,

Bill No. 276. A Resolution carrying over balances or portions thereof remaining in certain code accounts for the year 1977 to the same code accounts for the year 1978.

Which was read.

Mr. Stone:

Mr. President, I move to override the line item veto of the carryover in Code Account No. 42-7, Contingent Fund — Pensions. We have not been able to do what should have been done in the past. I think the funds ought to remain there and it should go to where it was first designated.

Mr. Givens seconded the motion.

Mr. Givens:

Mr. President, I'd like to also note that in some of the pages where there are unencumbered balances, we should have some amendment to this bill before we can make a passage. I am making a suggestion right now and I think we ought to take a vote.

Mr. Perry:

If Council overrides the Mayor's veto, we will then have to insert the figures back.

The Chair:

All those wishing to override the Mayor's line item veto will vote aye and those opposed will vote no.

And the roll being called, the ayes and noes were taken agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council in the affirmative, the objections and veto of a portion of Bill No. 276 of 1978 by the Mayor was overridden.

Mr. Stone:

Mr. President if I may. I have before me a resolution — No. 1189 which this City Council approved on December 14, 1977, wherein we authorized the City Controller to transfer balances to the General Fund. This was passed and signed and received final approval on December 14, 1977. Yet, $326,531.35 in one amount was not transferred. An additional $619,822.57 in the Parking Meter Trust Fund was not on the records and an additional $545,476.44 was not transferred also. Roughly that is $1,491,830.36 that didn't appear in the '77 funds which should have appeared. Our surplus was then deflated in 1977 when it should have been higher by $1.49 million.

I am concerned as to why this didn't appear in the year 1977 and I would like the City Controller and also the Treasurer to come forth and explain that tomorrow. In short, our surplus is higher by $1.49 million and I am not sure if the money was available then.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 429. Report of the Committee on Finance for February 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 136. A Resolution entitled, "Resolution providing for an Agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and test for the Civil Service Commission's Medical Examination Program for Police Officer candidates, Fire Fighter candidates and other candidates for employment and promotion."

Which was read.

Mr. Stone:

Mr. President if I may. If you will recall we had the Civil Service Commission here last Wednesday and we had asked them to propose some amendment to the present legislation and it should be presented to City Council in final form before it is approved and before it is to be executed by the designated city signators.

I have just been presented — for the first time — and have not had an opportunity to read the agreement between the City of Pittsburgh and the Central Medical Health Services. From my conversation with Michelle Cunko at last Wednesday's meeting, I am under the impression that there are other requirements along with a timetable that should be, but is not a part of the agreement.

As I have indicated, I am prepared to make an amendment to this should it require another piece of legislation. However, on the other hand, there is a matter of gravity and time constraint relative to the hiring of police. My suggestion relative to this particular bill, is to re-commit it back to committee and bring it up tomorrow at the end of the Finance meeting. I therefore move to recess this meeting and to reconvene tomorrow immediately following the Finance meeting so we can act on this matter and so there is not any further delay.

**Mr. Givens:**

I second the motion.

Which motion prevailed.

**The Chair:**

Bill No. 136 has been recommitted to the Committee on Finance.

Also,

Bill No. 294. A Resolution entitled, "Resolution authorizing the issuance of a Warrant in the amount of $509.00, in favor of James K. Staud, VMD, Penn Animal Hospital, 2205 Penn Avenue, Pittsburgh, Pennsylvania 15222, in payment for medical services rendered to the Police Canines, chargeable to and payable from Code Account No. 1447, Miscellaneous Services, Department of Police."

Which was read.

Also,

Bill No. 325. A Resolution entitled, "Resolution AUTHORIZING the issuance of a warrant in favor of Investment & Enterprise, Inc. in the amount of Eight Thousand Seven Hundred Thirty Three ($8,733.00) Dollars, in payment for Extra Work in connection with the renovation of building, Homewood Senior Citizen's Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 330. A Resolution entitled, "Resolution providing for the issuance of a warant amounting to $2,833.87 in favor of Challenge-Cook Bros., in payment for parts for burlap dryer furnished the City without previous authority of law and providing for the payment thereof."

Which was read.

Also,

Bill No. 335. A Resolution entitled, "Resolution PROVIDING for the issuance of a warrant to Victor Joseph in the amount of $13,500.00 in full settlement of claim for lost wages and providing for the payment thereof."

Which was read.

Also,

Bill No. 336. A Resolution entitled, "Resolution PROVIDING for the issuance of a warrant to Charles Gruntz and Clara Gruntz, his wife, in the amount of $3,380.74 in full settlement of claim for property damage, and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 430. Report of the Committee on Public Works for February 15, 1978, transmitting one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 230. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 431. Report of the Committee on Planning, Housing and Development for February 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 296. A Resolution entitled, "Resolution PROVIDING for the filing of an application by the City of Pittsburgh with the Appalachian Regional Commission for a grant in connection with the Herr's Island Industrial Park Site Improvements Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Herr's Island Industrial Park Site Improvements Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Which was read.

Also,

Bill No. 297. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and be-

tween the Urban Redevelopment Authority of Pittsburgh and Edward P. Suber, Jr. for the sale of Parcel 206 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 298. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Franco Harris and Lee H. Goldberg as Tenants-in-Common for the sale of Parcel 66A in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 299. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Yvonne Mitchell for the sale of Block 10N Lot 41 in the Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 300. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Clara Lee Pearl for the sale of Block 125B Lot 323 in the Twelfth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 301. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Joanne Wilds for the sale of Block 173J Lot 72 in the Twelfth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 302. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Joseph D. Hudson for the sale of Block 174F Lot 39 in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 303. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Donald Wilson and Linda Wilson for the sale of Block 174F Lot 174 in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 304. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Cornelius A. Wheeler for the sale of Block 231K Lot 287 in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 305. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Reverend Edith E. Frazer for the sale of Block 56P Lot 195A in the Fifteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 306. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Winston J. Weir and Margaret J. Weir for the sale of Block 15H Lot 173 in the Eighteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 307. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James W. Russell and Marion S. Russell for the sale of Block 46P Lot 200 in the Twenty-Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 308. A Resolution entitled, "Resolution APPROVING a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gertrude L. Odendahl for the sale of Block 76J Lot 339 in the Twenty-Seventh Ward of the City of Pittsburgh."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 432. Report of the Committee on Supplies for February 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 331. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of 3/4 Ton Pick-Up Truck, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 332. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Copy Machine and Stand, for the Department of Commission on Human Relations, and for the payment thereof."

Which was read.

Also,

Bill No. 333. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Balance and Accessories, for the Bureau of Tests, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 334. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of One-Ton Dump Trucks, for the Department of Water, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally for Mrs. Masloff presented

No. 433. Report of the Committee on Parks and Recreation for February 15, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 326. A Resolution entitled, "Resolution amending Resolution No. 350, effective May 11, 1977 entitled: 'Providing for the renovation of Mt. Washington Park and Building, in an amount not exceeding $77,000.00 in the Department of Parks and Recreation' by increasing the allocation to $98,982.50."

Which was read.

Also,

Bill No. 327. A Resolution entitled, "Resolution providing for an Agreement with Vincent A. Gigante, Sr. for the mutual release of obligations in connection with the Pittsburgh Zoo Pony Ride Concession Agreement; and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 434. Report of the Committee on Lands and Buildings for February 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 313. Resolution repealing Resolution No. 42, approved February 15, 1974, which authorized the sale of property in the 5th Ward on 2247-49 Center Avenue, designated as Block 10-R, Lot 159 to Hill Cultural Center for the sum of $1,000.00. Hand money being forfeited in the amount of $100.00 by the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 314. Resolution repealing Resolution No. 46, approved February 25, 1975, which authorized the sale of property in the 13th Ward on 7227 Upland Street designated as Block 174-B, Lot 71, to Homer C. and Dorothy Rollins, his wife, for the sum of $3,000.00. Hand money being forfeited in the amount of $300.00.

Which was read.

Also,

Bill No. 315. Resolution repealing Resolution No. 839, approved November 1, 1976, which authorized the sale of property in the 24th Ward on Woessner Street, Block 47-K, Lot 50, to Harry Eigenrauch. Requests cancellation of sale and return of hand money in the amount of $100.00. Plans for development have not materialized.

Which was read.

Also,

Bill No. 316. Resolution repealing Resolution No. 219, which authorized the sale of property in the 25th Ward on Jefferson Street designated as Block 23-F, Lot 120, to Eddie and Amie Everett, for the sum of $200.00. Hand money in the amount of $100.00 to be forfeited by the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 317. Resolution repealing Resolution No. 271, approved July 13, 1975 which authorized the sale of property in the 31st Ward on Ingot Avenue, designated as Block 90-M, Lot 144, to Ocie Hamlin, Jr. and Velma Hamlin, his wife, for $350.00. The hand money in the amount of $100.00 to be forfeited.

Which was read.

Also,

Bill No. 318. Resolution authorizing the sale of property in the 6th Ward being a vacant lot on Neville Street corner Lorigan Street, to Duquesne Light Company for the sum of $550.00.

Which was read.

Also,

Bill No. 319. Resolution authorizing the sale of property in the 8th Ward being vacant lots on Lorigan Street to Joseph Rasimczyk, for the sum of $850.00, designated as Block 26-H, Lots 93, 95 and 96.

Which was read

Also,

Bill No. 320. Resolution authorizing the sale of property in the 13th Ward on Finance Street being a vacant lot designated as Block 175-B, Lot 231, to Willie Wells, for the sum of $900.00.

Which was read.

Also,

Bill No. 321. Resolution repealing Resolution No. 812, approved October 21, 1976, which authorized the sale of property in the 16th Ward on 722 Ormsby Street, designated as Block 32-B, Lot 188, to Oswald W. and Aurelia F. Hoy, his wife, for the sum of $350.00. Hand money being forfeited in the amount of $100.00.

Which was read.

Also,

Bill No. 322. Resolution authorizing the sale of property in the 28th Ward being vacant land on Queensbury Street designated as Block 19-J, Lots 148 to 153 inclusive, to Francis W. Andrews and Donna Lou Andrews, his wife, for the sum of $2,200.00.

Which was read.

Also,

Bill No. 323. Resolution authorizing the sale of property in the 31st Ward being vacant lots on Lebanon Road designated as Block 134-K, Lots 228 and 232, to Michael P. Horan and Alice Horan, his wife for the sum of $400.00.

Which was read.

Also,

Bill No. 324. Resolution authorizing the sale of property in the 32nd Ward, being vacant land on Morton Avenue, designated as Block 139-D, Lots 297, 298, to Charles M. and Lois M. O'Malley, his wife, for the sum of $1,000.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Bulls presented

Bill No. 435. WHEREAS, on February 11, 1978, the Alpha Alpha Omega Chapter of Alpha Kappa Alpha Sorority held its Annual Founders Day Dinner at Pittsburgh's Allegheny Club; and

WHEREAS, Alpha Kappa Alpha was established in 1908 and now has over 110 active chapters throughout the United States; and

WHEREAS, Alpha Kappa Alpha was the first Greek Letter Sorority among negro college women; and

WHEREAS, their purpose is to cultivate and encourage high scholastic and ethical standards, and improve the social status of the negro race,

NOW, THEREFORE,

BE IT RESOLVED

That the Mayor and the Members of the Council of the City of Pittsburgh hereby recognizes and congratulates Alpha Kappa Alpha Sorority on their growth and success in promoting unity and friendship among all college women.

Which was read.

**Mr. Lally:**

I move for adoption.

**Mr. Givens:**

I second the motion.

Which motion prevailed.

The Chair presented

Bill No. 436. WHEREAS, the members of Syria Temple will honor "Woody" McDaniel at a testimonial dinner on February 25, 1978; and

WHEREAS, Norwood A. McDaniel, a prominent businessman, athlete and civil minded citizen, has served our community with distinction and honor; and

WHEREAS, he holds a life membership in the Shriner's Hospital for crippled children and has served actively in many other Shrine activities to aid the less fortunate.

NOW, THEREFORE

Be it resolved that the mayor and the Members of Council of the City of Pittsburgh hereby share in the opportunity to honor Norwood A. McDaniel and the Syria Temple on this special occasion, and extend their congratulations and best wishes.

Which was read.

Mr. Lally:

I move for adoption.

Mr. Givens:

I second the motion.

Which motion prevailed.

Mr. DePasquale:

Gentlemen if I may, this past weekend I was in California and I had a pleasant meeting with the Mayor of San Francisco and the conversation came up about Renaissance II in Pittsburgh. I have to tell you truthfully that I was completely in the dark as to what the plans are other that what I read in the paper and other sources.

I would suggest that we send a letter to the Mayor informing him that we should be involved in the planning for Renaissance II.

I was pretty embarrassed of not knowing what the plans are for the City and here I represent City Council of the City of Pittsburgh.

I would soon hope that we start sitting down with people and talk about what is going to happen. Apparently there are only three people that are important enough to know about this — according to the Mayor — Mr. Robbins, and Mr. Pease of the Allegheny Conference and Mr. Dickey, and I do think it is about time that City Council finds out what is going to happen for the future.

Mr. Lally moved

That Mrs. Masloff be excused for absence from this meeting.

Which motion prevailed.

Mr. Stone moved to recess this meeting and to reconvene immediately following the Finance meeting tomorrow, Wednesday, February 22, 1978.

Which motion prevailed.

And Council recessed.

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Pittsburgh, Pa.

Wednesday, February 22, 1978

And the hour of 11:00 o'clock, A.M., having arrived and the time of recess having expired, Council reconvened and there were present:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Absent:

Mr. Coyne Mrs. Masloff

The Chair:

We have before us the Report of the Committee on Finance.

REPORT OF COMMITTEE

Mr. Stone presented

Bill No. 437. Report of the Committee on Finance for February 22, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 136. A Resolution entitled, "Resolution providing for an Agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and test for the Civil Service Commission's Medical Examination Program for Police Officer candidates, Fire Fighter candidates and other candidates for employment and promotion."

(As amended in Committee)

Which was read.

Mr. Stone moved to suspend Rule 8 for all Committees providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to their consideration by Council after the return of such papers from Committee.

Which motion prevailed.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stone moved that Mr. Coyne and Mrs. Masloff be excused for absence from this meeting.

Which motion prevailed.

And on motion of Councilman Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, February 27, 1978 No. 9



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, February 27, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 438. Resolution amending Ordinance No. 167, approved April 7, 1975 entitled, "Providing for a contract or contracts for the replacement of 4" Water lines serving fire hydrants and other work incidental thereto, and providing for the payment of the cost thereof."

Also

No. 439. Resolution providing for a contract or contracts for the replacement of 4" water lines serving fire hydrants and other work incidental thereto, and providing for the payment of the cost thereof.

Also

No. 440. Communication from John C. Miller, Director of Water, requesting interim approval of payment of $500.00 for extra work in connection with Centre Avenue to Bigelow Blvd., Controller's Contract No. 22726.

Which were severally read and referred to the Committee on Water.

Also

No. 441. Resolution providing for an Agreement effective January 1, 1978, with James K. Staud, VMD, for veterinarian services in connection with the treatment of dogs assigned to the Canine Unit of the Operations Branch of the Department of Police, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 442. Resolution further amending Exhibit I of Resolution No. 1038, as amended entitled, "Resolution — adopting the 1977 Capital Budget; allocating and setting aside amounts in conjunction therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds" by reallocating funds and creating additional projects for the Department of Public Works.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 443. Resolution transferring the sum of $1,500 from Code Account No. 1370, Salaries and Wages, Regular and Temporary Employees, to Code Account No. 1371, Miscellaneous Services, Supplies, Materials, Repairs and Equipment.

Which was read and referred to the Committee on Finance.

Also

No. 444. Resolution authorization amending Section I of Resolution No. 1338, approved December 30, 1977 entitled, "Authorizing a Third Amendment to the Manchester Redevelopment Project Cooperation Agreement, as amended, providing for the design and construction of a swimming pool and appurtenances by the Urban Redevelopment Authority of Pittsbugh, the acceptance of dedication of said swimming pool and apputenances by the City of Pittsburgh and the payment by the City to Urban of an amount not to exceed $355,000.00 from the City Bond Fund #228 to cover the costs" by adding the Department of Parks and Recreation to the source of funds.

Also

No. 445. Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the North Side Area Residential Clubs (HUD Innovative Grant Program); providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the North Side Area Residential Clubs Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 446. Communication from Robert Lurcott, Director of City Planning, requesting reimbursement of $95.00 for travel expenses in connection with trip to Washington, D.C. December 5, 1977, to confer with HUD officials regarding Urban Development Action Grant Program, payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Also

No. 447. Communication from Paul Brophy, Director of Housing, requesting permission to attend National Housing Conference, Washington, D.C., March 4-6, 1978, at cost not to exceed $400.00, payable from Code Account 1371, Miscellaneous Services, Supplies, Materials, etc., Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 448. Resolution authorizing the sale of property in the 10th Ward, being a vacant lot on Holmes St. between 52nd and McCandless Streets designated as Block 80-H, Lot 135, to William A. Binnie and Stella Binnie, his wife for the sum of $150.00.

Also

No. 449. Resolution authorizing the sale of property in the 13th Ward, being vacant land on Hermitage Street, designated as Block 174-A, Lot 298 to Wallace D. Burney for the sum of $200.00.

Also

No. 450. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Stella St., between Oakley Way and Barry St. designated as Block 13-D, Lot 51, to John Pietzak and Marie W. Pietzak, his wife, for the sum of $150.00.

Also

No. 451. Resolution authorizing the sale of property in the 16th Ward, on Becks Run Road, designated as Block 31-F, part of Lot 50, being vacant ground, to Duquesne Light Company for the sum of $4,075.00.

Also

No. 452. Resolution authorizing the sale of property in the 19th Ward, being vacant lots on Coast Avenue, designated as Block 35-J, Lots 99, 103, and 104, to Lorraine Campagne, for the sum of $1,500.00.

Also

No. 453. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Napoleon Street, designated as Block 35-A, Lots 80 and 81 and Block 35-E, Lot 69, to Servando R. Zeppenfeldt for the sum of $600.00.

Also

No. 454. Resolution authorizing the sale of property in the 26th Ward, being vacant land on Oakdale Street, designated as Block 115-B, Lot 294, to Anthony Grguras and Arlene L. Grguras, his wife, for the sum of $1,250.00.

Also

No. 455. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Shadyhill Road, designated as Block 18-E, Lots 179 and 182, to Francis N. Kronz, for the sum of $550.00.

Also

No. 456. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Queensbury Street, designated as Block 19-J, Lots 156, 157, 158, and 159, to Howard Davis and Jo Ann K. Davis, his wife, for the sum of $2,000.00.

Also

No, 457. Resolution repealing Resolution No. 455 approved May 4, 1977, which authorized the sale of property in the 31st Ward, on Armorhill Street, Block 90-R, Lots 195, 197, and 198 to Fred Holyfield Jr. for the sum of $1,000.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mr. Robinson presented

No. 458. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Vans and Light Trucks, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 459. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Sedans and Utility Vehicles, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 460. Resolution providing for the letting of a contract or contracts for the furnishing and delilivery of Police Vans,

Sedans, and Van Conversions less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 461. Resolution providing for the letting of a contract for the furnishing and delivery of Bleachers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 462. Resolution providing for the letting of a contract for the furnishing and delivery of Two (2) One-Ton Bucket Trucks for Traffic Control division, less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 463. Resolution resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 458-246-009 |
| Warrant Number | W-1465 |
| Dated | August 24, 1977 |
| Amount | $3,061.00 |
| Payee | Plumbers Inc., payable to Insurance Company of North America. |

Also

No. 464. Resolution authorizing issuance of a warrant in favor of Robert Thacker in the sum of $930.26 in settlement of claim for damage and providing for the payment thereof.

Also

No. 465. Communication from John E. McGrady, City Controller requesting permission for Joseph T. Ware, material inspector to travel to Kenvil, New Jersey and Angier, North Carolina to inspect fire hose that was purchased by the City of Pittsburgh. Cost not to exceed $350.00, chargeable to and payable from Code Account 1052, Inspections, and also requesting the use of a City vehicle.

Also

No. 466. Communication from Melanie J. Smith, Director, Department of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, to attend Dept. of Labor Training Course "Economic Development" on February 22, 1978, University Holiday Inn, Philadelphia, PA. Total cost shall not exceed $110.00, chargeable to CETA Code Account, federal funds.

Also

No. 467. Communication from David L. Donahoe, Treasurer requesting permission for F. Valadez and R. Yakich to attend Zero Base Budgeting Conference to be held in Washington, D.C., March 13-14, 1978. Total cost not to exceed $400.00 each payable from 1977 CDPA.

Also

No. 468. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories, to secure same as of January 31, 1978.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 469. Petition from the Shadyside Action Chapter of the Metropolitan Citizens Organization requesting City Council to hold a public hearing regarding the precedence of the proposed plans for

"Renaissance II" in the downtown area of Pittsburgh over the committments made to neighborhood citizen's organizations.

Which was read and referred to the Committee on Planning, Housing and Development.

Also

No. 470. Petition from electors of the City of Pittsburgh, requesting a hearing on the subject of loss of jobs and funds in the Pittsburgh area due to increased military spending.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 471. Report of the Committee on Finance for February 22, 1978, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 350. A Resolution entitled, "Resolution authorizing the issuance of Warrants in the amount of $11,952.55, in favor of the Police Officers listed below, in payment for travel and meals incurred while in training, chargeable to and payable from Code Account No. 1447, Miscellaneous Services, Department of Police."

Which was read.

Also,

Bill No. 351. A Resolution entitled, "Resolution authorizing the issuance of Warrants in the amount of $7,678.25, in favor of the Police Officers listed below, in payment for travel and meals incurred while in training, chargeable to and payable from Code Account No. 1447, Miscellaneous Services, Department of Police."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Givens presented

No. 472. Report of the Committee on Planning, Housing and Development for February 22, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 356. A Resolution authorizing renewal of a Conditional Use (Resolution No. 694(77), under provisions of the Zoning Ordinance No. 192(58), as amended, for the construction of a three story extension to the Gardner Steel Conference Center for the University of Pittsburgh at the southeasterly intersection of Thackery Street and O'Hara Street, 4th Ward.

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

Mr. Lally asked that I get this on the record. I have it on stereo and I am ready to play it. I would just like to say that I would like my remarks of Wednesday's Finance Meeting, relative to the veto here incorporated in the minutes. That will save all of us from the gory details.

**Mr. Stone's remarks from Wednesday's meeting:**

I was opposed to this bill when it was first approved, I am today consistent in that there are 36 parking spots short in the Gardner Building plus the other 600 shortage by the University of Pittsburgh making a total of 636.

Since that time, we have permitted the University to use the Forbes Pavillion to house 267 students with again inadequate parking. When do we stop this over pollution of parking students?

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes one
(Mr. Stone voting "No")

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 357. A Resolution approving a Conditional Use under Section 2801-1-A-(9), of the Zoning Ordinance, No. 192 (58), as amended, for construction of student housing facilities for 192 students for Carnegie-Mellon University on property zoned "I-C" Institutional Civic District and located at 5138 Margaret Morrison Street, 14th Ward.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 358. A Resolution entitled, "Resolution amending Resolution No. 44 of 1976, as amended by Resolution No. 290 on 1976, as amended by Resolution No. 446 of 1976, as amended by Resolution No. 820 of 1976, as amended by Resolution No. 319 of 1977, as amended by Resolution No. 461 of 1977, so as to provide funds in the amount of $90,-782.63 to the Department of Public Works; to allow said despartment to enter into contract or contracts for the

performance of tenant work required at the Phoenix-Hill Shopping Center for the relocation of the Carnegie Library — Wylie Avenue Branch to that facility and to provide additional funds to this project in an amount not to exceed $68,500 from 1977 Community Development Block Grant Trust Funds, Unspecified Local Options."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

I move to amend Bill No. 358 by deleting $2,395,000.00 in the Department of Public Works and inserting $2,377,-106.35, also deleting $230,000.00 in the Bureau of Building Inspection, Salaries and inserting $162,474.09, also by deleting $60,000.00 from Administration, City Treasurer and inserting $55,419.56. That's the end of the motion.

What this means to the Council, primarily, or to myself, is the fact that we are increasing funds from $68,500,00, Unspecified Local Option to $87,176.28; this came about in regard to some funds that were thought not unencumbered. We found out last Wednesday that to date they were encumbered.

**Mr. Stone:**

I second the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 359. A Resolution entitled, "Resolution providing for Supplemental Agreement with the Urban Redevelopment Authority for the Model Cities Program Housing Project by decreasing the amount provided therefore from $155,000 to $95,000 and by extending the term of the Agreement through September 30, 1978."

Which was read.

Also,

Bill No. 360. A Resolution entitled, "Resolution providing for a Seventh Supplemental Agreement between City of Pittsburgh and Neighborhood Housing Services, Inc., to extend the term of operation of the Housing Rehabilitation Project through September 30, 1978, and increasing the cost of the program from $2,373,000 to $2,433,000."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 473. Report of the Committee on Lands and Buildings for February 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 364. A Resolution repealing Resolution No. 56, approved 2/19/76 which authorized the sale of property in the 16th Ward, on rr. Beck's Run Road, designated as Block 32-R, Lot 35, to Paul Plotz and Barbara Plotz, his wife, for the sum of $500.00. Hand money being forfeited in the amount of $100.00.

Which was read.

Also,

Bill No. 365. A Resolution repealing Resolution No. 19, approved 2/11/72 which authorized the sale of property in the 3rd Ward, on Vine Street to Allegheny Housing Rehabiliation Corporation for the sum of $400.00. The hand money in the amount of $100.00 to be forfeited as purchaser has failed to comply with agreement of sale.

Which was read.

Also,

Bill No. 366. A Resolution repealing Resolution No. 505, approved 12/22/75, which authorized the sale of property in the 18th Ward, on 113 Climax Street, designated as Block 15-G, Lot 220, to Kenneth M. Sheppard, for the sum of $800.00. Hand money being forfeited in the amount of $100.00.

Which was read.

Also,

Bill No. 367. A Resolution repealing Resolution No. 380, approved 10/20/75, which authorized the sale of property in the 25th Ward on Jefferson Street, designated as Block 23-F, Lot 170, to Arthur B. and Gail A. Blackburn, his wife, for the sum of $150.00. Hand money of $150.00 being forfeited.

Which was read.

Also,

Bill No. 368. A Resolution amending Resolution No. 1137, approved 11/25/77, which authorized the sale of property in the 28th Ward, on Mayfair Street, Block 71-E, Lot 180 to David Lang and Dianne Lang, his wife, for the sum of $2,350.00 to change the description to read as shown on reverse side of Resolution.

Which was read.

Also,

Bill No. 360. A Resolution authorizing the sale of property in the 6th Ward, being a 2 sty. fra. hse. on 3469 Denny Street, designated as Block 49-N, Lot 215, to Vera M. Traub, for the sum of $4,700.00.

Which was read.

Also,

Bill No. 370. A Resolution authorizing the sale of property in the 12th Ward, being ½ of a 2 sty. brk. double house on

7150 Gladefield Street, Block 173-K, Lot 217, to Jetson B. Dent, for the sum of $400.00.

Which was read.

Also,

Bill No. 371. A Resolution authorizing the sale of property in the 18th Ward, being a vacant lot on Gearing Street, designated as Block 15-R, Lot 245, to Morris Lee Gantt and Geraldine M. Gantt, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 372. A Resolution authorizing the sale of property in the 19th Ward, being a vacant lot on Sweetbriar Street, designated as Block 5-C, Lot 192, to Joseph C. Nestor and Marcella M. Nestor, for the sum of $200.00.

Which was read.

Also,

Bill No. 373. A Resolution authorizing the sale of property in the 20th Ward, being a vacant lot on Lorenz Ave. designated as Block 20-L, Lot 212, to James Pivirotto, for the sum of $1,200.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**The Chair** presented

Bill No. 474. Communication from Mayor Caliguiri re-appointing Mr. Arnold Weber as a member of the City Development Commission for a term to expire in January, 1983.

Which was read, received and filed.

Also,

Bill No. 475. Resolution approving the re-appointment of Arnold Weber as a member of the City Development Commission for a term to expire in January, 1983.

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

Mr. Perry, is he a resident in the City of Pittsburgh?

**Mr. Perry:**

I believe so.

**Mr. DePasquale:**

It is in the resume.

**Mr. Stone:**

It just gives the street name.

**Mrs. Masloff:**

It is in the Squirrel Hill District.

**Mr. Stone:**

In view of the fact that he is a city resident, I move for adoption.

**The Chair:**

Is there any further discussion on the re-appointment?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointment of Arnold Weber was approved.

**Mr. Stone:**

Mr. President, If I may — if you will recall during the discussion of the Capital Budget, we were indicating that we would hope the administration in the year of 1978, would go out on the bond issue earlier this year so we would have the money and wherewith so that we could carry out the goals and intent of our 1978 Capital Bond Budget.

As of yet, I, as Finance Chairman, have heard nothing. So, I would like to have come to the meeting on Wednesday with the Treasurer and also whoever is designated in the administration to handle that in the Mayor's Office.

Right now, the bonds are down probably at their lowest point. It seems to me we ought to be out selling bonds immediately, and I don't know when we are going to be doing that.

This is in contradicition of what we had asked for. We are missing a very fruitful time in the bond market.

**Mr. DePasquale:**

The City Clerk will inform the proper people to be at Wednesday's meeting to discuss the Bond Issue.

Mr. Stone moved that the minutes of Council of Monday, February 6, 1978 be approved.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. VXII** **Monday, March 6, 1978** **No. 10**



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, Pa.

Monday, March 6, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting as opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 476. Resolution authorizing the issuance of a warrant in favor of Wilkins Construction Company in the amount of $1,099.62 in payment for extra work in connection with the rehabilitation of Ross Street and Fourth Avenue, Department of Water No. 1641-G, and providing for the payment thereof.

Also

No. 477. Resolution providing for the issuance of warrants in favor of the named Police Officers for partial financial replacement of items damaged while on duty, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 478. Communication from John C. Miller, Director of Water, requesting permission for representatives from Department of Water to attend meeting of PA. Section AWWA, Dowington, PA, May 6-11, 1978 and American Water Works Association 1978 Annual Conference, Atlantic City, New Jersey, June 24-July 1, 1978, at cost not to exceed $850.00, payable from Code Account No. 1701, Miscellaneous Services, Administration Division, Department of Water.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 479. An Ordinance providing for the declaration of a traffic emergency by reason of excessive snow or ice on the

City streets; prohibiting parking thereon and the use thereof by motor vehicles unless properly equipped; providing for the removal of and penalties for vehicles in violation; and repealing Ordinance No. 600, approved December 19, 1974.

Also

No. 480. An Ordinance amending Ordinance No. 290, approved June 13, 1968, entitled, "An Ordinance designating certain streets in the City of Pittsburgh as Mall Streets and Mall Transit Streets; providing for the regulation of such streets; and penalties for the violation thereof," by revising Mall Transit Streets, to improve access and circulation of vehicular traffic in the East Liberty Mall.

Also

No. 481. An Ordinance amending Ordinance No. 12, approved May 5, 1977, effective May 11, 1977 entitled, "An Ordinance requiring expenditures on certain buildings or structures for ornamental or other fine art additions in the City of Pittsburgh," by clarifying certain language dealing, inter alia, with municipal projects and estimated cost, and revising or deleting certain other sections.

Also

No. 482. Resolution vacating a portion of Beacon Street at its intersection with Wightman Street in the Fourteenth Ward of the City of Pittsburgh.

Also

No, 483. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $6,528.00 for extra work on Herron Avenue -- Centre Avenue to Bigelow Boulevard, Controller's Contract Nos. 22726 and 22726-F.

Also

No. 484. Communication from Northside Chapter of the Metropolitan Citizens Organization requesting a public hearing so that City Council can direct the Department of Public Works to shore up the Robt. McAfee Bridge (California Ave. Bridge) to enable it to handle a 10 ton weight so that Port Authority Buses can serve residents in their community.

Which were severally real and referred to the Committee on Public Works.

Mr. Givens presented

No. 485. Resolution requesting the Allegheny County Bureau of Elections to place on the primary ballot of May 16, 1978 a referendum requesting the community standard on certain sexual material.

Also

No. 486. Resolution authorizing the acceptance of a grant from the Richard King Mellon Foundation for the conduct of a study of Pittsburgh neighborhoods; creating a special trust fund for this study; authorizing the payment of City funds for the study; providing for agreement(s) with the University of Pittsburgh to conduct the study; providing payment for the conduct of the study; and repealing Resolution No. 46 of 1978 approved February 14, 1978.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Givens:

I move to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Which motion prevailed.

Also

No. 487. An Ordinance regulating the hours of operation of adult establishments.

Also

No. 488. An Ordinance prohibiting sale or exhibition to minors of indecent publications, pictures, or articles.

Mr. Givens:

Mr. President, I have recommended to the rest of the Members of Council that the two ordinances that were introduced — one, that would clean newsstands of obscene literature and the second, the ordinance establishing the opening and closing times of various sexually oriented adult establishments, be referred to our Legal Department before we bring them up to the floor for public hearings.

Mr. Lally:

I second the motion.

Which motion prevailed.

Also

No. 489. Resolution approving the sale of Block 10J, Part of Lots 22 & 24 (29 Davenport St.) in the 5th Ward of the City of Pittsburgh by and between URA and William C. Craighead for $10,250.00 or the FHA or VA appraised value, Neighborhood Housing Fund.

Also

No. 490. Resolution approving the sale of Block 10J, Lot 19 and part of Lot 22 (25 Davenport St.) in the 5th Ward of the City of Pittsburgh by and between URA and Vincent H. Bostic and Rita A. Bostic for $11,750.00 or the FHA or VA appraised value, Neighborhood Housing Fund.

Also

No. 491. Resolution approving the sale of Part of Blocks 9S, Lot 70 (1802 Bedford Avenue) in the 3rd Ward of the City of Pittsburgh by and between URA and Burrell Johnson and Linda Johnson for $21,000.00 or the FHA or VA appraised value, Neighborhood Housing Fund.

Also

No. 492. Resolution approving the sale of Parcel 26A (646 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between URA and Fletcher Gordon and Margaret Gordon for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 493. Resolution approving the sale of Parcel 26B (648 Hollace Street in the of Parcel 26B (648 Hollace Street) in the and between URA and William Griffin and Maxine Griffin for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 494. Resolution approving the sale of Parcel 26C (650 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between URA and Marcella George for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 495. Resolution approving the sale of Parcel 26D (652 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between URA and Emma Moore for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 496. Resolution approving the sale of Parcel 27A (642 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between URA and Alberta Deviner for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 497. Resolution approving the sale of Parcel 27B (644 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between the URA and Phyllis Hankins for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 498. Resolution approving the sale of Parcel 28B (640 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between URA and Louise Hatchett for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Also

No. 499. Resolution approving the sale of Parcels 4 and 4A (Block 84H Lots 185, part of 173, and 197) in the 12th Ward of the City of Pittsburgh by and between URA and Patsy Lachina and Giovanna Lachina for $2.00 per sq. ft. for Parcel 4 and $100,000 for Parcel 4A, Industrial Land Reserve Fund.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 500. Resolution authorizing the Mayor and the Director of Lands and Buildings on behalf of the City of Pittsburgh to lease to Duquesne Light Company for a term of 20 years property in the 16th Ward of Becks Run Road at an annual rental of $50.00.

Also

No. 501. Resolution amending Resolution No. 1059, approved November 14, 1977 for property in the 19th Ward on Traymore Avenue to Robert K. and Susan C. Speer, his wife, by deleting the first paragraph in the description and inserting correction as shown on Resolution. All else shall remain the same and in effect.

Also

No. 502. Resolution authorizing the sale of property in the 5th Ward, being vacant lots on Wylie Avenue between Erin & Kirkpatrick, Block 10-P, Lot 9 and 10, to Robinson Lane and Vivian M. Lane, his wife, for the sum of $700.00.

Also

No. 503. Resolution authorizing the sale of property in the 5th Ward, being a vacant lot on Erin Street between Webster and Bedford Avenues, designated as Block 10-J, Lot 260, to William H. Evans and Theresa O. Evans, his wife, for the sum of $300.00.

Also

No. 504. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Second Avenue, between Renova & Alluvian Streets, Block 57-G, Lot 167, to Michael Michaliszym and Helen Michaliszym, his wife, for the sum of $1,200.00.

Also

No. 505. Resolution authorizing the sale of property in the 18th Ward, being a 2 story frame house on 236 Cedarhurst Street designated as Block 15-M, Lot 102, to Joseph F. Grochmal, for the sum of $2,700.00.

Also

No. 506. Resolution authorizing the sale of property in the 23rd Ward on Madison Avenue between Phineas & Peralto St., Block 24-N, Lot 35, to Regis F. Senko and Veronica I. Senko, his wife, for the sum of $1,500.00.

Also

No. 507. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Tarner Street & Camber Way, designated as Block 68-M. Lot 205

and 203, to Gary L. Smith for the sum of $700.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 508. Resolution authorizing the issuance and payment of a semi-final estimate for color coat resurfacing of tennis courts, various locations, Controller's Contract No. 22920, Recreational Surfaces, Inc., and reducing the retainage from 10% to 1%.

Also

No. 509. Resolution authorizing the issuance of a warrant in favor of Pittsburgh Pool Service, Inc. in the amount of $10,000.00 in payment for extra work in connection with the construction of Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 510. Resolution amending Resolution No. 277, approved March 21, 1977, "Providing for the letting of a contract or contracts for architectural engineering and other professional services in conjunction with the design of the Magee Recreation Center in the Department of Parks and Recreation, at a cost not to exceed $25,000.00" by increasing the authorization from $25,000.00 to $58,000.00.

Also

No. 511. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $9,971.00 for extra work for Street Tree Planting, Controller's Contract 22528-R.

Also

No. 512. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $2,500.00 for extra work in connection with Homewood Pool and Bathhouse, Controller's Contract #23027.

Also

No. 513. Communication from Louise R. Brown, Director of Parks and Recreation, requesting permission for Messrs Walsh and Billeter to attend Revenue Sources Management School, Wheeling, West Virginia, March 12-16, 1978, at cost not to exceed $513.00, payable from Code Account No. 1852, Miscellaneous Services, Zoological Park Commission of Pittsburgh.

Also

No. 514. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $275.00 for extra work in connection with Homewood Pool and Bathhouse, Controller's Contract #22225.

Also

No. 515. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $482.00 for extra work in connection with East Hills Pool and Bathhouse, Controller's Contract #22334-F.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 516. Resolution providing for the issuance of warrants in the amount not to exceed $8,500.00 in favor of Ralph Zimmerman Excavating, Inc. and Rutledge Equipment, in payment for installation of an underground gas tank and parts furnished for the City without previous authority of law and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 517. Resolution providing for the letting of a contract for the furnishing and delivery of Emergency Light Banks Gas Generator Type Trailer-Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Also

No. 518. Communication from David L. Wykoff, Director of Supplies, requesting permission to send individual from Bureau of Tests to test and inspect fire hose, Kenvil, New Jersey, March 6-8, 1978, and to Angier, North Carolina, March 9-10, 1978, at cost not to exceed $260.00, payable from Code Account No. 1134, Miscellaneous Services, Bureau of Tests, Dept. of Supplies.

Which were read and referred to the Committee on Supplies.

**Mr. Stone** presented

No. 519. Resolution providing for an Agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and tests for Civil Service Commission's Medical Examination Program for Police Officer candidates, Fire Fighter candidates and other candidates for employment and promotion.

Which was read and referred to the Committee on Finance.

**Mr. Stone:**

I move to suspend Rule 8 by providing for consideration of a bill only until or after the 9th calendar day following the meeting in which the bill was introduced so it will be on the agenda this Wednesday.

Which motion prevailed.

Also

No. 520. An Ordinance providing for a Comprehensive Merit Based Personnel System for the City of Pittsburgh.

Also

No. 521. Communication from John E. McAllister, Manager, City Information Systems Bureau, requesting permission to attend 1978 American Society for Public Administration National Conference, Phoenix, Arizona, April 8-13, 1978, at cost not to exceed $800.00, payable from Code Account 1043, Miscellaneous Services, Information System Office, Mayor's Office.

Also

No. 522. Communication from Mayor Caliguiri, requesting permission for Mrs. Kathryn Katsafanas, Consumer Advocate, in the Mayor's Office, to attend Pennsylvania Consumers Telecommunications Conference, Harrisburg, PA, March 9-10, 1978, at cost not to exceed $175.00, payable from Code Account 1017, Miscellaneous Services, Mayor's Office.

Also

No. 523. Communication from John E. McGrady, City Controller, submitting the Performance Audit for the Department of Water of the City of Pittsburgh dated February, 1978.

Which were severally read and referred to the Committee on Finance.

**Mr. DePasquale** presented

No. 524. Communication from Molly Yard on behalf of the YWCA of Pittsburgh requesting a public hearing as a follow-up of the National Women's Conference held in Houston in November 1977.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented:

Bill No. 525

City of Pittsburgh

Richard S. Caliguiri,
Mayor

March 3, 1978

Honorable President and Members
City Council
City of Pittsburgh.

RE: Mayor's Veto of Bill No. 136 of 1978

Dear Madam and Sirs:

Bill No. 136 is a Resolution authorizing the Mayor and the Director of the Department of Personnel and Civil Service Commission to enter into an agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's medical examination program for Police Officer candidates, Firefighter candidates and other candidates for employment and promotion.

By amendment City Council added Section 2 to the Bill which provides as follows:

"The Civil Service Commission shall be and is required, to provide a minimum of three (3) weeks, between the examination of the last applicant and the next stage, PROVIDED, that this time extension may be waived, in the event of an emergency, with a prior request and prior approval of City Council."

Section 6 of the Civil Service Act of May 23, 1907, provides that the Civil Service Commission shall:

"Prescribe, amend and enforce rules and regulations for carrying into effect the provisions of this Act. All rules so prepared may, from time to time, be added to, amended or rescinded: Provided, that all rules shall be approved by the Mayor before they go into effect, but when so approved shall not be annulled or changed except by the Commission with the approval of the Mayor . . ."

The City Solicitor has advised me that the Civil Service Act controls, and the provisions of Section 6 of the Act are applicable. Hence the Rules promulgated by the Civil Service Commission may not be changed except by the Commission with the approval of the Mayor. It is the Law Department's opinion that since Section 2 of Bill No. 136 purports to promulgate or change Civil Service Rule III SS 11.c. by imposing upon the Commission a requirement that it provide a minimum of three weeks between the examination of the last applicant and the next stage, Section 2 of Bill 136 of 1978 is invalid.

Furthermore, the Solicitor has called my attention to Section 317 of the Pittsburgh Home Rule Charter which, similar to prior law, requires that resolutions contain only one main subject. The subject of Bill 136 is the authorization to enter into an agreement with Central Medical Health Services in connection with medical examinations and tests which are to be administered and evaluated by Central Medical. The amendment in Section 2 is unrelated to this main subject in that it constitutes a purported direction to the Civil Service Commission dealing with time between the examination of the last applicant and the next stage. Accordingly, the inclusion of Section 2 of Bill 136 appears to be violative of Section 317 of the Charter.

For the foregoing reasons I hereby veto Council Bill 136 of 1978. I am returning the Bill unsigned and urge you to reconsider this Bill at the next meeting of City Council on Monday, March 6, 1978. If Council enacts a resolution similar to

Section 1 of Bill No. 136, I will approve it.

Very truly yours,

Richard S. Caliguiri
Mayor

Which was read, received and filed.

Also,

Bill No. 136. A Resolution entitled, "Resolution providing for Agreement with Central Medical Health Services for professional services in connection with administration, evaluation, of medical examinations and tests for Civil Service Commission's Medical Examination Program for Police Officer candidates, Firefighter candidates and other candidates for employment and promotion, at a cost not to exceed $75,000, payable from Code Account 1100 Miscellaneous Services, Department of Personnel and Civil Service Commission."

Which was read.

**Mr. Stone:**

Mr. President, if I may comment on this particular bill. If you will recall, City Council indicated that there was merit in requesting some time lapse from the last examination to the next stage. While it was requested that a longer period be made, Civil Service felt they could live with the three week period. We had waited for three weeks for Civil Service to come up with a recommendation and a decision to enlarge that period and after three weeks they came back to us and indicated that they would not even extend one day, so that was the reason for the amendment.

This Council already has expressed a great lack of desire to become involved in Civil Service Rules and Regulations because it has gotten to the point where it is absurd; namely, that they would not provide the time. Since they have failed to do this, it is discriminating against an individual and the whole list and it was felt by all Members of City Council that this was a reasonable request. In line with that, we made an amendment and after the amendment was made, I met with the members of the Civil Service Commission and indicated our strong desire not to become members of the Civil Service Commission and that it was absurd that they were not providing sufficient time, but they indicated otherwise.

I then asked them to write to City Council indicating that it would be more practical to provide a minimum of three weeks. They indicated to me as of last Thursday and Friday that they would do exactly that. Now, in speaking with Mr. Glickman this morning he indicated that they were having a meeting tomorrow on the issue. On that basis, I see no reason why we can't expect some kind of answer. I would therefore recommend and move for the sustaining of the veto of the Mayor.

**Mr. Coyne:**

Mr. President, I think we ought to make it clear whether we are sustaining or overriding the veto.

**Mr. Stone:**

We are voting to sustain the veto.

Earlier I introduced a bill and moved to suspend Rule 8 on same. Therefore, this bill will be placed on the agenda for the Finance Meeting of March 8, 1978.

Hopefully we will get a letter from the Civil Service Commission. If we do not, we may be required to then amend the bill again. I hope this is not necessary, but nevertheless at this time, I think we can agree to sustain the Mayor's veto.

**Mr. Coyne:**

I second the motion.

**Mr. DePasquale:**

Is there any further discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the veto was sustained.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 526. Report of the Committee on Finance for March 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 386. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of the Golden Triangle Construction Company in the amount of Four Hundred Seventy-Two Dollars and Fifty Cents ($452.70), in payment for Extra Work in connection with the widening and improving Liberty Avenue at the Bloomfield Bridge, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 387. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Dr. Constance T. Fischer, in the conducting of two (2) workshops dealing with Crime Prevention furnished for the benefit of the City in connection with Police Community Relation Project (PCRP); and providing for the payment thereof."

Which was read.

Also,

Bill No. 424. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Frank and Mary Yannuzzi in the sum of $2,393.94 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 425. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Peter Morelli in the sum of $661.66 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 426. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Frank Terry in the sum of $928.96 in settlement for claim for damage and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 527. Report of the Committee on Public Works for March 1, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 389. A Resolution entitled, "Resolution setting aside and dedicating for public use for highway purposes, Lot No. 48 and Lot No. 49 as laid out in C. B. Harmon's Plan of Westwood, as recorded in Allegheny County Plan Book, Volume 50 — Page 52, in the Twenty-Eighth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 528. Report of the Committee on Planning, Housing and Development for March 1, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 24. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, by including an exception whereby the Zoning Administrator may authorize financial institutions in "I-C" Institutional-Civic Districts under specified conditions."

Which was read.

Also,

Bill No. 26. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 17 by changing from "R1" One-Family Residence District to "RP" Planned Residential Unit Development District all that certain property bounded by: South Richland (Private) Street; Lots Numbered 156 and 197, Block 175-J in the Allegheny County Block and Lot System; the "R3" Multiple-Family Residence District west of South Braddock Avenue and south of Tuscarora Street; and Lot Numbered 190, Block 175-N in the aforesaid system, 14th Ward."

Which was read.

Also,

Bill No. 390. A Resolution entitled, "Resolution providing for the filing of

an application by the City of Pittsburgh with the United States Department of Commerce, Economic Development Administration for a grant in connection with the Community Economic Development Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Community Economic Development Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 391. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned properties in the 13th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 174-F, Lot No. 39 and Block 231-K, Lot No. 287."

Which was read.

Also,

Bill No. 392. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 27th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 76-J, Lot No. 339."

Which was read.

Also,

Bill No. 393. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert E. Lee for the sale of Block 175D, Lot 127 in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 394. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ronald L. Suber and Iris V. Rudolph for the sale of Block 22L, Lot 272 in the Twenty-First Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 395. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Brack M. Barr, Jr. for the sale of Block 22L, Lot 296 in the Twenty-First Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 396. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Angel B. Robinson for the sale of Block 22P, Lot 30 in the Twenty-First Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 397. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(27) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for enlargement and conversion of the existing structure located at 1200 Grandview Avenue for a restaurant and lounge for Paul Kyros,

President, Tin Angel, Inc. on certain property zoned "S-A" Special District, Class "A" and identified as Lot Numbered 10, Block 6-M in the Allegheny County Block and Lot System, 19th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 529. Report of the Committee on Supplies for March 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 416. A Resolution entitled, "Resolution amending Resolution No. 1314, approved December 30, 1977, entitled, 'A Resolution providing for the letting of a contract or contracts for the furnishing and delivery of a Rescue Tool and Accessories, for the Emergency Medical Services, Department of the Mayor, and for the payment thereof', by increasing the amount from $5,500.00 to $5,845.00."

Which was read.

Also,

Bill No. 417. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Sewer Rodding Machines Trailer Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 418. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of an Aluminum Scaffold, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 419. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of One (1) Aerial Truck for Bridge Inspection Program, Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 420. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Helmets, for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

Also,

Bill No. 421. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Sewer Cleaners, Hydraulic, Truck-Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 422. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Compressors — Trailer Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 423. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Radio Equipment (Portable and Mobile), for the Department of Supplies, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Robinson:**

Mr. President, I'd like to move to recommit Bill No. 417 and Bill No. 421 to the Committee on Supplies.

Evidently, in preparing this information, the money was to be taken out of a trust fund for road resurfacing and we have been informed by the Controller that we can't do that, so we are going to set up a new trust fund for that purpose.

**Mr. Stone:**

I second the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 530. Report of the Committee on Water for March 1, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 388. A Resolution entitled, "Resolution providing for a contract or contracts for the replacement of valves and pipe and other work incidental thereto at the Howard Street Pumping Station, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 531. Report of the Committee on Lands and Buildings for March 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 398. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Economic Development Administration, U. S. Department of Commerce, for a grant in connection with the City County Building Weatherization Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the City County Building Weatherization Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit, and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

(As amended in Committee)

Which was read.

Also,

Bill No. 399. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, entitled: 'Resolution — adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds', by further describing a Project and increasing the Project Allocation." tion."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 400. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof."

Which was read.

Mr. Lally moved

To amend Bill No. 400 by deleting the amount of $400,000 and inserting in lieu thereof the amount of $250,000.

Mr. Robinson:

I second the motion.

Which motion prevailed.

Also,

Bill No. 401. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof."

Which was read.

Mr. Bulls moved

To further amend Bill No. 400 and amend Bill No. 401 by adding a new section which will read, "That no demolition will be done in Manchester area without first informing the Manchester Redevelopment Committee."

Mr. Stone:

There is already an ordinance to the effect that they are permitted to demolish buildings that are unsafe, so we have to watch how we word that — maybe you should include other than emergency.

Mr. Bulls:

I will rephrase the amendment to read "that no demolition will be done in the Manchester area other than emergency without first informing the Manchester Redevelopment Committee."

Mr. Lally:

I second the motion.

Which motion prevailed.

The Chair:

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally as amended.

Also,

Bill No. 402. A Resolution repealing Resolution No. 18. approved 2/11/72, which authorized the sale of property in the 3rd Ward on Crawford Street to Allegheny Housing Rehabilitation Corporation for the sum of $750.00. Hand money of $100.00 being forfeited as purchaser has failed to comply with the agreement of sale.

(As amended in Committee)

Which was read.

Also,

Bill No. 403. Resolution repealing Resolution No. 21, approved 2/11/72, which authorized the sale of property in the 3rd Ward on Vine Street to Allegheny

Housing Rehabilitation Corporation for the sum of $2,500.00. Hand money in the amount of $250.00 being forfeited as purchaser has failed to comply with the agreement of sale.

(As amended in Committee)

Which was read.

Also,

Bill No. 404. Resolution repealing Resolution No. 376, approved 10/20/75 which authorized the sale of property in the 13th Ward on 572 Sickles Street designated as Block 232-A, Lot 70 to Leon and Arvella Starks, his wife, for the sum of $700.00. Hand money being forfeited in the amount of $100.00.

(As amended in Committee)

Which was read.

Also,

Bill No. 405. Resolution repealing Resolution No. 235, approved 6/9/75 which authorized the sale of property in the 15th Ward on Irvine Street, Block 55-E, Lot 42, to Robert and Veronica Matvey for the sum of $150.00. Hand money being forfeited in the amount of $100.00 as purchaser has failed to comply with the agreement of sale.

(As amended in Committee)

Which was read.

Also,

Bill No. 406. Resolution repealing Resolution No. 554, approved 7/22/76 authorizing the sale of property in the 26th Ward on Woessner Street, Block 47-K, Lot 115, to Harry Eigenrauch for the sum of $2,300.00. Sale cancelled per request of purchaser. Hany money in the amount of $230.00 to be forfeited.

(As amended in Committee)

Which was read.

Also,

Bill No. 407. Resolution repealing Resolution No. 301, approved 7/21/75, which authorized the sale of property in the 26th Ward on Evergreen Road, rear, designated as Block 163-K, Lot 45, to Ralph V. Fuehr, for the sum of $600.00. Hand money being forfeited in the amount of $100.00.

(As amended in Committee)

Which was read.

Also,

Bill No. 408. Resolution authorizing the sale of property in the 28th Ward being vacant land on Elmdale and Shadyhill Road to Albert J. Breit and Naomi J. Breit, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 409. Resolution authorizing the sale of property in the 28th Ward on Shadyhill Road being a vacant lot designated as Block 18-A, Lot 33, to John A. Gallagher and Jane B. Gallagher, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 410. Resolution authorizing the sale of property in the 5th Ward, being vacant lots on Webster Avenue designated as Block 26-K, Lot 200 to Jessee E. and Jean D. Bolden, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 411. Resolution authorizing the sale of property in the 10th Ward, being vacant lots on Wickliff Street designated as Block 81-A, Lot 82 to Dorothy A. Lisowski, for the sum of $300.00.

Which was read.

Also,

Bill No. 412. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Dix Way near Paulson Avenue, Block 125-A, Lot 360 to Dorothy Lowe for the sum of $150.00.

Which was read.

Also,

Bill No. 413. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Glen Caladh, Block 56-G, Lot 75, to Frederick M. Guercio and Maryann Guercio, his wife, for the sum of $850.00.

Which was read.

Also,

Bill No. 414. Resolution authorizing the sale of property in the 16th Ward, being .265 acres of land on Parkwood Road near Eisel Street, Block 32-D, Lot 274, to Donald J. Eisel and Josephine H. Eisel, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 415. Resolution authorizing the sale of property in the 20th Ward, being a vacant lot on Hillsboro Street between Chartiers Avenue and Bergman Street, Block 42-S, Lot 71, to Michael Lupka, for the sum of $1,450.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

Bill No. 532. WHEREAS, Senate Bill No. 1277 of 1978, providing for the licensing of massage parlors, has been introduced to the General Assembly of Pennsylvania; and

WHEREAS, the City of Pittsburgh has recently experienced bombing and murders in connection with the operation of these and other adult entertainment establishments; and

WHEREAS, the City has determined that such adult entertainment establishments encourage the development of a skid row area; and

WHEREAS, the City of Pittsburgh is interested in the licensing of massage parlors but defers to the Commonwealth's expressed interest,

NOW, THEREFORE,

BE IT RESOLVED that the Council of the City of Pittsburgh strongly urges the General Assembly of Pennsylvania to expedite the passage of Senate Bill No. 1277 and provide for the needed regulation of massage parlors.

Which was read.

**Mr. Givens:**

I move for adoption.

**Mr. Robinson:**

I second the motion.

Which motion prevailed.

**Mr. Robinson** presented

Bill No. 533. WHEREAS, Lupus Erythematosus is a chronic and sometimes fatal disease affecting the connective tissue of the human body; and

WHEREAS, the total number of patients in the United States with lupus is unknown, but current estimates place this number in excess of 500,000 with 50,000 new cases and 5,000 deaths annually attributable to the disease which mainly affects women in the child bearing age range; and

WHEREAS, it is far more common than Rheumatic Fever, Leukemia, Cystic Fibrosis, Muscular Dystrophy, Multiple Sclerosis, Hemophilia, and other well-known diseases; and

WHEREAS, although prevalant it is a relatively unknown disease that should be given public exposure; and

WHEREAS, the Lupus Erythematosus Society of Pennsylvania, Inc., has done an outstanding job in developing techniques and resources to find a cure as well as the cause of this dreaded disease; and

WHEREAS, the activities of the Local Lupus Society have been commendable and noteworthy and deserving of public recognition; and

WHEREAS, one of our local distinguished health care facilities, St. John's Hospital has contributed positively and substantially to the problems of Lupus and deserves recognition.

NOW, THEREFORE,

BE IT RESOLVED that the Mayor and the Members of Council of the City of Pittsburgh observe the week of March 5, 1978 as the Third Anniversary of the Lupus Erythematosus Society of Pennsylvania, Inc.

Which was read.

**Mr. Robinson:**

I move for adoption.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

**Mr. Robinson:**

Mr. President, the president of the Lupus Society, Mrs. Nancy Smith, is here and I would like to present her with this resolution and ask her to make a couple of comments.

(Mr. Robinson presents Resolution to Mrs. Smith)

**Mrs. Smith:**

I am very grateful for this. So many people are dying and that is the reason they weren't able to be here today. I am deeply involved in this because my daughter has something very similar to this and we are going to do diagnosis and treatment at St. John's Hospital. Thank you so much.

**The Chair** presented

Bill No. 534. WHEREAS, the recent decision of the PUC (Public Utility Commission) permits the Bell Telephone Company to charge ten cents for each directory assistance call in excess of three per month; and

WHEREAS, the charge applies to all directory assistance calls for informa-

tion regarding any telephone numbers in the 412 area code; and

WHEREAS, there are available 19 directories listing all 412 area code telephone numbers for Allegheny County and Pittsburgh customers wishing to acquire same at a cost of approximately $23.00; and

WHEREAS, this charge is restrictive and unfair, the burden of such a fee falls on lower and middle income customers,

NOW, THEREFORE,

BE IT RESOLVED, that the members of the Council of the City of Pittsburgh strongly urge the Public Utility Commission to rescind its decision allowing the directory assistance charge.

Which was read.

**Mr. Lally:**

I move for adoption.

**Mr. Robinson:**

I second the motion.

Which motion prevailed.

**Mr. Givens:**

Mr. President, there was one thing that I had asked the Superintendent of Police — Superintendent Coll, to address himself to. If you can recall when this Council asked for additional people to be put on the city payroll to work at the 911 emergency station and the detention officers. I'd like then for Superintendent Coll to come up and tell this Council why no action is being taken to get these people into the normal city payroll.

There is also something else — the fire suppression pattern has been delayed until March 8, which is this coming Wednesday and if we could have Chief Kennelly come up and answer the questions about the fire suppression on the West End and find out what the Administration is going to do in response to myself and Councilman Stone.

**Mr. Coyne:**

Along the lines of Superintendent Coll, I had talked to Assistant Superintendent DeRoy several weeks ago and he said that they were drawing up legislation that would be introduced the following week that would allow the light-type vans and passenger vehicles in the parks — particularly Highland Park. They haven't introduced that piece of legislation as yet and I'd like to have Superintendent Coll be able to address himself to that on Wednesday.

**Mr. Robinson:**

Mr. President, I would just like to say that there is also another concern that I have and that is the question of stray dogs in our city. I think that particular problem is rounding up the dogs and we are trying to determine what kind of program we have and if it is effective or ineffective.

**Mr. Bulls:**

One other thing — I was watching television and I noticed that Congressman Moorhead was in Washington, D.C. for a conference on why businesses were leaving the cities and I was wondering if our city was being represented in that conference. Mr. Perry, please check that out.

**Mr. Lally moved**

That the Minutes of Council of Monday, February 14, 1978, be approved.

Which motion prevailed.

And on a motion of Mr. Stone,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. CXII** **Monday, March 13, 1978** **No. 11**



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, Pa.

Monday, March 13, 1978

PRESENT:

| | |
|---|---|
| **Mr. Bulls** | **Mrs. Masloff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale (Pres't)** |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

**Mr. Bulls presented**

No. 535. Communication from Robert J. Coll, Superintendent of Police, requesting permission for nine police officers to attend course on Chemical Testing for Intoxication, Pennsylvania State Police, Southwestern Training Center, Greensburg, PA, April 3-7, 1978, at cost not to exceed $400.00, payable from Code Account 1454, Educational and Traveling Expenses, Department of Police.

Which was read and referred to the Committee on Public Safety.

**Mr. Coyne presented**

No. 536. Resolution providing for the issuance of a warrant amounting to $900.00 in favor of Kruman Equipment Co., in payment for rental of parking lot without previous authority of law and providing for the payment thereof.

Also

No. 537. Resolution providing for the issuance of a warrant in favor of Trumbull Corporation in the amount of $9,000.00 in payment for extra work furnished for the benefit of the City in connection with the Rehabilitation of Herron Avenue from Centre Avenue to Bigelow Boulevard, and providing for the payment thereof.

Also

No. 538. Resolution providing for the issuance of a warant in favor of Miller Electric Construction Company, Incorporated, in the amount of $267.00 in payment for extra work furnished for the benefit of the City in connection with the construction of Bureau of Refuse

Office and Locker Facility, and providing for the payment thereof.

Also

No. 539. Resolution providing for the issuance of a warrant in favor of Taylor Wilson Manufacturing Co., in the amount of $1,035.00 in payment for furnishing and delivery of a Bronze Bearing pin to the Construction Division, North Side, furnished for the benefit of the City in connection with emergency contract for the Mission Street Bridge, and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 540. Resolution vacating Fairfield Lane between Bigelow Boulevard and Parkman Avenue in the Fourth Ward of the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 541. Resolution transferring $50,000 from Code Account PR77-01 to Oakland Planning Study Trust Fund (STF No. 1).

Which was read and referred to the Committee on Finance.

Mr. Givens moved to suspend Rule 8 by providing for consideration of a bill only until or after the 9th calendar day following the meeting in which the bill was introduced so it will be on the agenda this Wednesday.

Which motion prevailed.

Also

No. 542. Resolution providing for an agreement or agreements with the Regional Industrial Development Corporation of Southwestern Pennsylvania for professional service in connection with the continuation of the Community Economic Development; and providing for the payment thereof.

Also

No. 543. Resolution approving the sale of Parcel 28A (638 Hollace Street) in the 5th Ward of the City of Pittsburgh by and between the URA and Marjorie Banks for $8,000.00 or the FHA or VA appraised value, Redevelopment Area No. 32.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 544. Resolution providing for an Agreement or Agreements, from time to time, with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, in connection with renovations to various public buildings, and providing for the payment of the costs thereof.

Also

No. 545. Resolution providing for Supplemental Agreement between the City of Pittsburgh and County of Allegheny further amending Agreement dated May 13, 1915 in connection with control of the City-County Bldg., by providing for the use by the County of the Sixth Floor of said building, by providing for the execution jointly with the County of Concession Agreement for the operation of the Concession Stand in the Lobby of the City-County Building; and repealing Ordinance No. 521, approved November 13, 1974.

Also

No. 546. Resolution authorizing the Director of the Department of Lands and Buildings, in his capacity as Trustee for the Three Taxing Bodies' to subdivide the following tax delinquent property in

the 19th Ward jointly owned by the City of Pittsburgh, School District of Pittsburgh and County of Allegheny, being Block 4-N, Lot 168, Ottawa Street, also known as Marne Way.

Also

No. 547. Communication from Harold West, Director of Lands and Buildings, requesting interim approval of payment of aggregate sum of $347,000.00 from time to time in connection with Carnegie Library Capital Budget Projects LB 76-6 Carnegie Library — Unify Maintenance Services; LB 77-5, Central Branch, Unify Technical Processing and Centralize Maintenance Services; and LB 78-8, Central Library — Rehabilitation, Phase I.

Also

No. 548. Resolution repealing Res. No. 12, appr. 2/3/75, for the sale of property in the 10th Ward on 4821 Rosetta St. to Michael Kalimon and then assigned to Charles Klemz. Hand money of Charles Klemz to be forfeited in the amount of $100.00 as he failed to comply with the agreement of sale.

Also

No. 549. Resolution repealing Res. No. 233, appr. 4/4/77, which authorized the sale of property in the 12th Ward on 1005 Lincoln Ave. to William J. and Estella Beddingfield. Hand money in the amount of $1,582.00 to be returned as property was redeemed during process of this sale.

Also

No. 550. Resolution amending Res. No. 74, appr. 2/14/78, which authorized the sale of property in the 28th Ward on Ladoga Street to Stefan Kalinak and Anna Kalinak, his wife, for $1,000.00, by changing from lot size from 100 x 2000 to "16- x 100 x 200". All else in Res. No. 74 shall remain the same and in effect.

Also

No. 551. Resolution amending Res. No. 111, appr. 2/27/78, which authorized the sale of property in the 19th Ward on Grace St. to the Community Baptist Church of the Mount for the sum of $2,380.00 by deleting 1st line in description and inserting in lieu thereof change as described in resolution. All else in Res. No. 111 shall remain the same and in effect.

Also

No. 552. Resolution authorizing the sale of property in the 5th Ward, being a vacant lot on Erin St. designated as Block 10-N, Lot 23, to Robert Daniels and Barbara Daniels, his wife, for the sum of $750.00.

Also

No. 553. Resolution authorizing the sale of property in the 16th Ward on Eleanor Street between Leticoe and Josephine Sts., Block 12-R, Lot 169, to Daryl L. Lucas and Barbara A. Lucas, his wife, for the sum of $150.00.

Also

No. 554. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Herschel St. between Lindsay and Weaver, Block 19-G, Lots 58 and 60, to Richard D. Beatty Sr. and Norene M. Beatty, his wife, for the sum of $2,500.00.

Also

No. 555. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Angle and Corfu Sts., designated as Block 7-N, Lots 151, 159 and 161, to Neale S. Grunstra, for the sum of $1,300.00.

Also

No. 556. Resolution authorizing the sale of property in the 25th Ward, being a 3 sty. brk. hse. and beauty salon on 614 Jacksonia St., Block 23-J, Lot 42, to

Charles C. Arensberg and John G. Craig, Jr., Tenants in Common, for the sum of $600.00.

Also

No. 557. Resolution authorizing the sale of property in the 25th Ward on 611 Jacksonia St., designated as Block 23-J, Lot 125, to Charles C. Arensberg and John G. Craig, Jr., Tenants in Common, for the sum of $1,600.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mr. Robinson presented

No. 558. Resolution providing for the issuance of a warrant in the amount of $9,996.72 in favor of GMC Truck & Coach Division, in payment for emergency truck repairs and parts to the DPW fleet during the snow removal operations for the City without previous authority of law and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 559. Resolution providing for the letting of a contract for the furnishing and delivery of a Check Endorser Machine, etc., less trade-in, for the Department of City Treasurer, and for the payment thereof.

Also

No. 560. Resolution providing for the letting of a contract for the furnishing and delivery of a Sand Blasting Machine, etc., for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 561. Resolution providing for the letting of a contract for the furnishing and delivery of Compressors — Trailer Mounted, for the Distribution Division, Department of Water, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 562. Resolution providing for the issuance of a warrant to Richard Popp and Betty Popp, his wife, in the amount of $4,000.00 in full settlement of claim for personal injury, and providing for the payment thereof.

Also

No. 563. Resolution providing for the issuance of a warrant to Robert P. Samarin, Administrator of the Estate of Rose Ann Samarin, in the amount of $2,000.00 in full settlement of claim for personal injury, and providing for the payment thereof.

Also

No. 564. Resolution authorizing the issuance of a warrant in favor of Motorists Insurance Companies and Ralph Kocinski in the sum of $1,189.34 in settlement of claim for damage and providing for the payment thereof.

Also

No. 565. Resolution authorizing the issuance of a warrant in favor of Travelers Insurance Company and Rocco Guido in the sum of $615.74 in settlement of claim for damage and providing for the payment thereof.

Also

No. 566. Resolution authorizing the issuance of a warrant in favor of Janet L. Palm in the sum of $518.39 in settlement of claim for damage and providing for the payment thereof.

Also

No. 567. Resolution transferring the sum of $5,000.00 to Code Account 1042-1 Premium Pay, Mayor's Office, Information Systems Office from Code Account 1042, Salaries, Regular and Temporary Employees, Mayor's Office, Information Systems Office.

Also

No. 568. Resolution providing for an Agreement or Agreements with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's Medical Examination Program for Paramedic candidates for employment and promotion.

Also

No. 569. Resolution providing for an Agreement or Agreements with Community Human Services Corporation for the implementation of the Comprehensive Employment and Training Act, Title III Subpart 2 of the Youth Employment and Demonstration Projects Act of 1977 (YCCIP Youth Community Conservation Improvement Program) and providing for the payment of the costs thereof.

Also

No. 570. Resolution providing for the correction of typographical errors in Ordinance No. 39, approved December 30, 1977.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 571. Report of the Committee on Finance for March 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 443. A Resolution entitled, "Resolution transferring the sum of $1,500.00 from Code Account No. 1370, Salaries and Wages, Regular and Temporary Employees, to Code Account No. 1371, Miscellaneous Services Supplies, Materials, Repairs and Equipment."

Which was read.

Also,

Bill No. 463. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 485-246-009 |
| Warrant Number | W-1465 |
| Dated | August 24, 1977 |
| Amount | $3,061.00 |
| Payee | Plumbers, Inc., payable to: Insurance Co. of North America |

Which was read.

Also,

Bill No. 464. A Resolution entitled, "Resolution authorizing issuance of a Warrant in favor of Robert Thacker in the sum of $930.26 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 519. A Resolution entitled, "Resolution providing for an Agreement with Central Medical Health Services for professional services in connection with the administration and evaluation of medial examinations and tests for Civil Service Commission's Medical Examination Program for Police Officer candidates, Fire Fighter candidates and other candidates for employment and promotion."

Which was read.

Mr. Stone moved

That the remarks made at last Wednesday's meeting be incorporated in the minutes of today's meeting.

Which motion prevailed.

Mr. Stone's remarks from Wednesday, March 8, 1978:

When we originally asked for this, they broke it down into parts and now my recommendation to this table is that we approve the bill in its present light and if they have any problems, they will have to come up with other legislation in the future. This is in direct contradiction with what Melanie has said and the Civil Service Commission, that is the reason we had to act in the first place, and now they are telling us this makes sense.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passsed finally.

Mr. Coyne presented

No. 572. Report of the Committee on Public Works for March 8, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 442. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 2, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977, as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 24, 1977, as amended by Resolution No. 1337, effective December 31, 1977, entitled: 'Resolution — adopting 1977 Capital Budget; allocating and settting aside amounts in conjunction therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds', by reallocating funds and creating additional projects for the Department of Public Works."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens:

No. 528. Report of the Committee on Planning, Housing and Development for March 8, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 28. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from "R4" Multiple-Family Residence District to "R2" Two-Family Residence District all that certain property bounded by: Emerson Street; the rear property boundary of Lots Numbered 250, 247, 245, 244 and 241, Block 84-R in the Allegheny County Block and Lot System; Puritan Way; Howe Street; the "R4-H" Multiple-Family Residence District located between Howe Street and Kentucky Avenue; and the "R2" Two-Family Residence District located between Shady Avenue and Emerson Street, 7th Ward."

Which was read.

Also,

Bill No. 444. A Resolution entitled, "Resolution amending Section 1 of Resolution No. 1338, approved December 30, 1977 entitled 'authorizing a Third Amendment to the Manchester Redevelopment Project Cooperation Agreement ,as amended, providing for the design and construction of a swimming pool and appurtenances by the Urban Redevelopment Authority of Pittsburgh, the acceptance of dedication of said swimming pool and appurtenances by the City of Pittsburgh and the payment by the City to Urban of an amount not to exceed $355,000.00 from the City Bond Fund #228 to cover the costs,' by adding the Department of Parks and Recreation to the source of the funds."

Which was read.

Also,

No. 573. Report of the Committee on "Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the North Side Area Residential Clubs (H.U.D. Innovative Grant Program); providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the North Side Area Residential Clubs Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

Also,

Bill No. 486. A Resolution entitled, "Resolution authorizing the acceptance of a grant from the Richard King Mellon Foundation for the conduct of a study of Pittsburgh neighborhoods; creating a special trust fund for this study; authorizing the payment of City funds for the study; providing for agreement or

agreements with the University of Pittsburgh to conduct the study; providing payment for the conduct of the study; and repealing Resolution No. 46 of 1978 approved February 14, 1978."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Bulls:**

I would like to vote no on this particular bill.

**Mr. Stone:**

I will vote yes, but I cannot help but echo the sentiments of Mr. Bulls, I think they are valid ones, I think they need said, and since he didn't put it into the record, I would like to say that I think that no study will ever tell us more about the neighborhood than will the residents of that neighborhood. And we ought to let them perform the study for us.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Masloff | (Pres't) |

Ayes 7 Noes one
(Mr. Bulls voting "No")

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Robinson** presented

No. 574. Report of the Committee on Supplies for March 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 458. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Vans and Light Trucks, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 459. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Sedans and Utility Vehicles, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 460. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishings and delivery of Police Vans, Sedans, and Van Conversions, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 461. A Resolution entitled,

"Resolution providing for the letting of a contract for the furnishing and delivery of Bleachers, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 462. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Two (2) One-ton Bucket Trucks for Traffic Control Division, less trade-ins, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:
Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 575. Report of the Committee on Water for March 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 438. A Resolution entitled, "Resolution amending Ordinance No. 167, approved April 7, 1975, entitled, 'Providing for a contract or contracts for the replacement of 4" water lines serving fire hydrants and other work incidental thereto, and providing for the payment of the cost thereof.' "

Which was read.

Also,

Bill No. 439. A Resolution entitled, "Resolution providing for a contract or contracts for the replacement of 4" water lines serving fire hydrants and other work incidental thereto, and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 576. Report of the Committee on Public Safety for March 8, 1978, trans-

mitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 441. A Resolution entitled, "Resolution providing for an Agreement effective January 1, 1978, with James K. Staud, VMD, for veterinarian services in connection with the treatment of dogs assigned to the Canine Unit of the Operations Branch of the Department of Police, and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 577. Report of the Committee on Lands and Buildings for March 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 448. Resolution authorizing the sale of property in the 10th Ward, being a vacant lot on Holmes Street between 52nd and McCandless Streets designated as Block 80-H, Lot 135, to William A. Binnie and Stella Binnie, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 449. Resolution authorizing the sale of property in the 13th Ward, being vacant land on Hermitage Street designated as Block 174-A, Lot 298, to Wallace D. Burney for the sum of $200.00.

Which was read.

Also,

Bill No. 450. Resolution authorizing the sale of property in the 16th Ward, being a vacant lot on Stella Street between Oakley Way and Barry Street designated as Block 13-D, Lot 51, to John Pietzak and Marie W. Pietzak, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 451. Resolution authorizing the sale of property in the 16th Ward on Becks Run Road, designated as Block 31-F, Part of Lot 50, being vacant ground, to Duquesne Light Company for the sum of $4,075.00.

Which was read.

Also,

Bill No. 452. Resolution authorizing the sale of property in the 19th Ward, being vacant lots on Coast Avenue designated as Block 35-J, Lots 99, 103 and 104, to Lorraine Campagna, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 453. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Napoleon Street designated as Block 35-A, Lots 80 and 81 and Block 35-E, Lot 69, to Servando R. Zeppenfeldt for the sum of $600.00.

Which was read.

Also,

Bill No. 454. Resolution authorizing the sale of property in the 26th Ward, being vacant land on Oakdale Street designated as Block 115-B, Lot 294, to Anthony Grguras and Arlene L. Grguras, his wife, for the sum of $1,250.00.

Which was read.

Also,

Bill No. 455. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Shadyhill Road (now Elmdale Road) designated as Block 18-E, Lots 179 and 182, to Francis N. Kronz, for the sum of $550.00.

Which was read.

Also,

Bill No. 456. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Queensbury Street designated as Block 19-J, Lots 156, 157, 158, 159, to Howard Davis and Jo Ann K. Davis, his wife, for the sum of $2,000.00.

Which was read.

Also,

Bill No. 457. Resolution repealing Resolution No. 455, approved May 4, 1977, which authorized the sale of property in the 31st Ward on Armorhill Street, Block 90-R, Lots 195, 197 and 198 to Fred Holyfield Jr. for the sum of $1,000.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Givens:**

Mr. Chairman, I just received from Mr. Lurcott an amendment to the transferring of $50,000 for the Department of City Planning to the Oakland Planning Study Trust Fund, this will be discussed at the Wednesday's Committee session. That was the one that I had asked for a suspension of Council's Rule 8. I think all of the Councilmen received a copy of this.

**Mr. Lally:**

Is that the one you asked to be changed from the Highland Park monies?

**Mr. Givens:**

Yes, I just now received the copy. I was hoping to have it before the discussion today so that I could amend it.

Mr. Perry:

It will be in Committee this Wednesday and Council can amend it then.

Mr. Lally moved

To approve the Minutes of Tuesday, February 1, 1978.

Which motion prevailed.

And on motion of Mr. Stone,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, March 20, 1978 No. 12



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, March 20, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 578. Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,084.00, payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 579. Resolution providing for an Agreement with the County of Allegheny for the assignment of City Police to the County in connection with the County's Priority Crimes Investigative Unit and for the payment by the County for the cost thereof.

Which was read and referred to the Committee on Public Safety.

Also

No. 580. Communication from John C. Miller, Director, Department of Water, requesting permission to attend meetings to discuss EPA proposed amendment to Regulations, Indianapolis, Indiana, March 19-20, 1978, and Cincinnati, Ohio, March 21, 1978, at a cost not to exceed $275.00, payable from Code Account No. 1701, Miscellaneous Services, Administrative Division, Department of Water.

Also

No. 581. Communication from John C. Miller, Director, Department of Water, requesting permission for two Water De-

partment representatives to attend Emergency Planning Seminar sponsored by American Water Works Association, Monroeville, PA, April 3-4, 1978, at a cost not to exceed $180.00, payable from Code Account No. 1701, Miscellaneous Services, Administration Division, Department of Water.

Which were read and referred to the Committee on Water.

Mr. Coyne presented

No. 582. Resolution providing for issuance of a warrant in favor of Meinhardt Mechanical Service Company, Inc., in the amount of Five Thousand Three Hundred Fifty ($5,350.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the construction of Bureau of Refuse Office and Locker Facility; and providing for the payment thereof.

Also

No. 583. Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of $3,200.00 in payment for Extra Work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof.

Also

No. 584. Resolution providing for the issuance of a warrant in favor of Atwood Bates Construction Company, Inc., in the amount of Six Hundred ($600.00) Dollars in payment for Extra Work in connection with the Reconstruction of a Sanitary Sewer on South Mathilda Street at Yew Street and Yew Street at South Millvale Avenue, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 585. Resolution accepting the dedication of property for public highway purposes for the extension of Niceville Street in the Thirty-First Ward of the City of Pittsburgh, opening and naming the same.

Also

No. 586. Resolution vacating Cook Street from Woods Run Avenue to a point 128.135 Centerline Feet northwardly in the Twenty-Seventh Ward of the City of Pittsburgh.

Also

No. 587. Communication from John E. Ruff, Director, Department of Public Works, requesting permission for Elaine Sadowski to attend Energy Conservation Seminar, Monroeville, PA, March 27-28, 1978, at a cost not to exceed $19.00, payable from Code Account No. 1530, Miscellaneous Services, Department of Public Works.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 588. Resolution authorizing the transfer of $69,000 from Code Account CDMNP and $32,500 from Code Account CDLB to Code Account CDURA in the total amount of $101,500.

Which was read and referred to the Committee on Finance.

Also

No. 589. Communication from Stephen Reichstein, Community Development Coordinator, Department of City Planning, requesting permission for two Community Development staff members to attend Pittsburgh Regional Minority Purchasing Council Trade Fair '78, Pittsburgh Hilton, March 21, 1978, at a cost not to exceed $12.00, payable from 1977 Com-

munity Development Block Grant Program Trust Fund, Administration.

Also

No. 590. Communication from Stephen Reichstein, Community Development Coordinator, Department of City Planning, requesting permission to attend expanded Home Repair Loan Program Meeting with Department of Housing and Urban Development, Washington, D.C., March 22, 1978, at a cost not to exceed $100.00, payable from 1977 Community Development Block Grant Program Trust Fund, Administration.

Also

No. 591. Communication from Paul C. Brophy, Director, Department of Housing, requesting permission to attend Home Repair Loan Program Meeting with HUD officials, Washington, D.C., March 22, 1978, at a cost not to exceed $150.00, payable from Code Account No. 1371, Miscellaneous Services, Supplies, Materials, Repairs and Equipment, Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 592. Resolution repealing Resolution No. 91, approved March 24, 1975, which authorized the sale of property in the 3rd Ward on Roberts Street to United Skillcraft, Inc., for the sum of $2,-350.00. This Company has been placed into Receivorship by Common Pleas Court. Hand money of $200.00 to be forfeited.

Also

No. 593. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Wylie Avenue designated as Block 10-P, Lot 18, to Harry Williams and Claudette Williams, his wife, for the sum of $400.00.

Also

No. 594. Resolution authorizing the sale of property in the 10th Ward, being an irregular lot on the rear of Mossfield Street between Columbo and Nesbit Streets, Block 50-B, Lot 160, to John A. Turner and Jovani M. Turner, his wife, for the sum of $300.00.

Also

No. 595. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot in the rear of Blackadore Street, Block 174-M, Lot 38, to Richard Wright for the sum of $1,200.00.

Also

No. 596. Resolution authorizing the sale of property in the 17th Ward on South 12th Street between Freyberg and Bradish Streets, Block 3-M, Lot 371 to Bernard J. Warner and Mary Warner, his wife, for the sum of $750.00.

Also

No. 597. Resolution authorizing the sale of property in the 19th Ward, on Griffin Street, designated as Block 15-B, Lot 87, to Andrew J. and Heather E. Karaman, his wife, for the sum of $350.00.

Also

No. 598. Resolution authorizing the sale of property in the 20th Ward, being vacant lots on Orator Street, designated as Block 71-G, Lots 11 and 12 to G. Alvin Bailey, for the sum of $300.00.

Also

No. 599. Resolution authorizing the sale of property in the 25th Ward, on N. Charles Street having thereon a 1 story C. B. garage in rear of lot, to John W. Benhart, designated as Block 45-R, Lot 108, for the sum of $1,700.00.

Which were severally read and referred

to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 600. Resolution authorizing the issuance of a warrant in favor of Domino, Inc., in the amount of Thirteen Thousand Nine Hundred Nineteen Dollars and Sixty-One Cents ($13,919.61), in payment for Extra Work in connection with the construction of the Frick Park Nature Center, furnished for the benefit of the City; and providing for the payment thereof.

Also

No. 601. Resolution authorizing the issuance of a warrant in favor of Rouse Electric Co., in the amount on One Thousand Nine Hundred Twenty-Five ($1,925.00) Dollars, in payment for the emergency repair of the main electrical distribution system at the Garden Center Mellon Park, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 602. Resolution amending Resolution No. 720 effective September 24, 1976 entitled "Providing for the letting of a contract or contracts or the use of existing contracts for furnishing and placing of electrical equipmnet for park and recreational lighting, in the Department of Parks and Recreation at a cost not to exceed $150,000" by the addition of various sites throughout the City of Pittsburgh.

Also

No. 603. Resolution providing for the letting of a contract or contracts or the use of existing contracts for furnishing and placing of electrical equipment for park and recreational lighting in the Department of Parks and Recreation at a cost not to exceed $75,000.

Also

No. 604. Resolution providing for a contract or contracts for the construction of a new ballfield on Panorama Street in New Homestead and providing for the payment of the cost thereof, in the Department of Parks and Recreation.

Also

No. 605. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $2,878.20 for extra work in connection with South Side Market House, General Contract, Controller's Contract No. 22642 and 22642-F.

Also

No. 606. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $704.40 for extra work for Homewood Pool and Bathhouse, General Contract, Controller's Contract No. 22224.

Also

No. 607. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $3,974.00 for extra work for South Side Market House, General Contract, Controller's Contract No. 22642-F.

Also

No. 608. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $8,123.50, for extra work in connection with Phipps Conservatory Phase I, General Contract, Controller's Contract No. 23150-F.

Also

No. 609. Communication from Louise R. Brown, Director, Department of Parks

and Recreation, requesting interim approval of payment of $3,037.00, to Duquesne Light Company for necessary change to electric service at Phipps Conservatory.

Also

No. 610. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $12,030.00 for extra work and additional work for Pittsburgh Zoo, Serpentine Drive Extension, Controller's Contract No. 23042-F.

Also

No. 611. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $95.00 for extra work for Schenley Park Athletic Center, Controller's Contract No. 22769.

Also

No. 612. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $6,500.00, for emergency repair of compressor at Schenley Ice Skating Rink.

Also

No. 613. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting permission for four Parks and Recreation staff members to attend Pennsylvania Recreation and Park Society Conference, Dowingtown, PA, April 8-12, 1978, at a cost not to exceed $952.00, payable from Code Account No. 1838, Miscellaneous Services, Bureau of Recreational Activities, Department of Parks and Recreation.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 614. Resolution transferring the sum of Twenty Thousand ($20,000.00) Dollars from Code Account No. 1411, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies.

Also

No. 615. Resolution transferring the sum of $1,000 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, to Code Account No. 1455-6, Refunds for Uniforms, Department of Police.

Which were read and referred to the Committee on Finance.

Also

No. 616. Resolution providing for the letting of a contract for the furnishing and delivery of Manual Typewriters, less trade-ins, for the Department of Police, and for the payment thereof.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 617. Resolution authorizing issuance of a warrant in favor of the Commonwealth of Pennsylvania in the sum of $850.00 in the settlement of claim for damages and providing for the payment thereof.

Also

No. 618. Resolution authorizing issuance of a warrant in favor of Frederick K. Gordon Foster, Jr. and Karen H. Foster in the sum of $589.00 in settlement of claim for plumbing expenses and providing for payment thereof.

Also

No. 619. Resolution authorizing issuance of a warrant in favor of Harbor

Isle Management, Inc., in the sum of $850.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 620. Resolution providing for the issuance of a warrant to Ward Olander and Charles Stadterman, t/d/b/a Real Estate Enterprises and to Barry King in the aggregate amount of $5,000.00 in full settlement of lawsuit for property damage, and providing for the payment thereof.

Also

No. 621. Resolution providing for the issuance of a warrant in favor of On-Line Systems in the amount of $5,134.15, reimbursement for computer services rendered to the CETA program without previous authority of law.

Also

No. 622. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral for security pledged by City Depositories to secure same as of February 28, 1978.

Also

No. 623. Communication from Charles W. Strong, Executive Director, Public Auditorium Authority of Pittsburgh submitting the names, positions and salaries of all persons employed by the Auditorium Authority as of March 1, 1978.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented

Bill No. 624

March 17, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania 15219

Re: Bill No. 400

Dear Gentlemen and Madame:

Bill No. 400 is a Resolution providing for contracts for demolition and removal of condemned (unsafe) buildings.

The decision to demolish a building is based upon the existance of a danger.

Section Two of the Bill does not relate to the issue of danger and purports to impose a condition not required by the statute.

This Administration has developed a working arrangement with the Manchester Redevelopment Committee that no building will be torn down provided that it can be rehabilitated, funding can be identified and it does not pose a danger to the community.

Therefore, I hereby veto Council Bill No. 400 of 1978 and return it unsigned. I urge you to reconsider this Bill at the next meeting of City Council on March 20, 1978.

If Council enacts a Resolution similar to Section One of Bill No. 400 I will approve it.

Very truly yours,
RICHARD S. CALIGUIRI

Which was read.

Also

Bill No. 625

March 17, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania 15219

Re: Bill No. 401

Dear Gentlemen and Madame:

Bill No. 401 is a Resolution providing for contracts for demolition and removal of condemned (unsafe) buildings.

The decision to demolish a building is based upon the existence of a danger.

Section Two of the Bill does not relate to the issue of danger and purports to impose a condition not required by the Statute.

This administration has developed a working arrangement with the Manchester Redevelopment Committee that no building will be torn down provided that it can be rehabilitated, funding can be identified and it does not pose a danger to the community.

Therefore, I hereby veto Council Bill No. 401 of 1978 and return it unsigned. I urge you to reconsider this Bill at the next meeting of City Council on March 20, 1978.

If Council enacts a Resolution similar to Section One of Bill No. 201 I will approve it.

Very truly yours,
RICHARD S. CALIGUIRI

Which were read, received and filed.

**The Chair** presented

Bill No. 400. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof."

Also,

Bill No. 401. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof."

Which were read.

**The Chair:**

Is there any discussion on the vetoes?

**Mr. Lally:**

In regards to the Manchester Redevelopment Community, I understand that there have been meetings with Mr. Stan Lowe and other people from the Manchester Community, so with the assurance of the Mayor that these meetings are going to continue, I hereby make a motion to sustain this veto.

**Mr. Givens** seconded the motion.

**Mr. Bulls:**

Mr. Chairman, I would like to say that Section 2 of this bill was added by me, because I personally have a definate concern about what direction the Manchester area is going to go. I agree that we sustain the Mayor's veto of these bills. However, I would also like to state that we should be cautious and conscious of what is happening in the Manchester area. Let's hope that the Administration lives up to the letter of their commitment.

**Mr. Givens:**

I can say, Jim, to your remarks, as Chairman of the Committee of Planning and Economics, I will be sure to be looking over and coordinating with both the community people from that particular area, and people from City Planning along with the Manchester Development Corporation.

**The Chair:**

If I may, we have done this time and time again, and then when the bid arrives we weren't consulted and the communities were sold down the river. So I personally will vote against it, but it is your perrogrative.

**The Chair:**

Is there any further discussion on the vetos?

And on the question, "Shall the vetos be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | |

Ayes 7 Noes one
(Mr. DePasquale voting no)

And there being a majority of the votes of Council in the affirmative, the vetos were sustained.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 626. Report of the Committee on Finance for March 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 476. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Wilkins Construction Company in the amount of One Thousand Ninety-Nine Dollars and Sixty-Two Cents ($1,099.62) in payment for extra work furnished for the benefit of the City in connection with the rehabilitation of Ross Street and Fourth Avenue, Department of Water No. 1641-G, and providing for the payment thereof."

Which was read.

Also,

Bill No. 477. A Resolution entitled, "Resolution providing for the issuance of Warrants in favor of the following members of the Department of Police for partial financial replacement for items damaged while on duty, and providing for payment thereof."

Which was read.

Also,

Bill No. 508. A Resolution entitled, "Resolution authorizing the issuance and payment of a semi-final estimate for Color Coat Resurfacing of Tennis Courts — Various Locations, Controller's Contract No. 22920, and reducing the retainage from ten (10) percent to one (1) percent."

Which was read.

Also,

Bill No. 509. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Pittsburgh Pool Service, Inc., in the amount of Ten Thousand Dollars ($10,000.00) in payment for Extra Work in connection with the construction of Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 516. A Resolution entitled, "Resolution providing for the issuance of warrants in the amount not to exceed $8,500.00 in favor of Ralph Zimmerman Excavating, Inc. and Rutledge Equip-

ment, in payment for installation of a underground gas tank and parts furnished the City without previous authority of law and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 541. A Resolution entitled, "Resolution transferring $50,000.00 from Code Account PR 77-01 to Oakland Planning Study Trust Fund (STF No. 1) and an additional transfer of $50,000.00 from Code Account 1102, Salaries and Wages, Department of City Planning."
(As amended in Committee)

Which was read.

**The Chair:**

Is there any discussion on the bill?

Mr. Givens moved to amend Bill No. 541 by deleting "Transferring $50,000.00 from Code Account PR 77-01".

Mr. Lally seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Mr. Coyne presented

No. 627. Report of the Committee on Public Works for March 15, 1978, transmitting one Ordinance and one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 480. An Ordinance entitled, "An Ordinance amending Ordinance No. 290, approved June 13, 1968, entitled: 'An Ordinance designating certain streets in the City of Pittsburgh as Mall Streets and Mall Transit Streets; providing for the regulation of such streets; and penalties for the violation thereof' by revising Mall Transit Streets."

Which was read.

Also,

Bill No. 482. A Resolution entitled, "Resolution vacating a portion of Beacon Street at its intersection with Wightman Street in the Fourteenth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 628. Report of the Committee on Planning, Housing and Development for March 15, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 27. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 11, by changing from "R4" Multiple-Family Residence District to "C3" Commercial District all that certain property bounded by: Penn Avenue; Lot Numbered 27, Block 49-P in the Allegheny County Block and Lot System; Woolslayer Way and Thirty-ninth Street, 6th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 485. A Resolution entitled, "Resolution requesting the Allegheny County Bureau of Elections to place on the primary ballot of May 16, 1978 a referendum requesting the community standard on certain sexual material."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

I am voting no on Bill No. 485 for the

following reasons. I believe that the referendum as posed in that particular legislation actually evades the question. I think that we all know the feelings of the people of the City of Pittsburgh relative to pornography, and if we don't, we ought to know, and if we already know, then the question is why should we ask them for an opinion on it at this time?

I believe, as well, that as Councilmen, we should not shirk that responsibility, we are elected to legislate and to vote and not every time when an issue comes up of this nature to ask those who have elected us to now tell us how to vote, or to give us a sounding board relative to that. I believe there is a duty and obligation which should not be delegated, and legislation by delegation, in my opinion, eventually leads to a chaotic legislative source.

I believe that this particular referendum has a great deal of misrepresentation to it. I believe first of all the definition is not constitutionally accurate. I believe that it is not self-explanatory, and being not self-explanatory it will mean many things to many people. Therefore, it has an inherent confusion. I believe that it is not, and it cannot and never will be accepted in a court of law as a substitute for a jury determination. Then, and only then do we have any determination relative to any adverse legislation or any practice in this city that might be adverse. When and only when a jury determines that issue!

A referendum is not binding on this Council or any legislative body. Therefore, again, we are begging the question. This referendum will, I believe tend to lead people into a sense of security, that it will wipe out, on the day they vote for it, wipe out pornography. If anything, it will be the thing that porno places need, the adrenalin, the shot in the arm, the best thing they could possibly hope for, of financial gain because of all the public relations that will enure to their benefit as it did when District Attorney Duggan attempted to knock off "Deep Throat".

I believe that we are on the threshold of a problem, it has been said that it will take only One Hundred and Fifty Dollars to put it on a referendum ballot. I say to all of you, it may cost us in the long run somewhere between $150,000 to $500,000 to eventually fight the constitutionality of this particular bill, as we do not want to back down once we have made some legal decision! We will aide the porno shops and their legal counsel, because in the ultimate end, this kind of referendum is discriminatory. It has its pitfalls. and not being clear, it will not be accepted other than being unclear in a court of law, and therefore, that discrimination, that constitutional inaccuracy can only lead to a victory for their legal counsel, for which they will receive monies, and to which there will now be some sort of phobia which has been generated — that they are, in fact — beyond the law.

It is my opinion that this is constitutionally wrong, our City Solicitor, in his opinion has been glaringly telling us, and I might even say that he has been totally conservative in the past, and to have gone off as far as he has in his case, I think we should not sell it short — that even he, himself, from what he has seen, (even though in the past he tended to favor this kind of legislation) he is now conservatively, totally against it. I think we should not be unmindful or unaware of a known fact . . . the last decision upon which we would like to hang our hat with the United States Supreme Court was five to four . . . five to four . . . which means that they had confusion on what might have been a clearer case, and this one adds a little more confusion, it may be five to four, the other way!

I ask, what is next in referendums . . . I just happen to have gotten a letter, and maybe it might answer what I was trying to say. Why not a referendum or an Ordinance against garbage and litter as generating the City's explosion of fast foods? Why not an Ordinance or a referendum against the display of cigarettes in retail stores? Why not a referendum or an ordinance against 40% rate of housing in the City being declared sub-standard? Why not a referendum or Ordinance against bill-

boards obscene to the eye? Why not an Ordinance or a referendum against the playing of ear shattering radios? Why not an Ordinance or a referendum against the closing of State Liquor Stores? Why not an Ordinance or a referendum against the City's property owners who are allowed to maintain potholes in their sidewalks?

I think that there is no limit to where you go, once you begin to do it. I said the other day, what next, cigarettes, liquor, beer, perfume, and yet, believe it or not, the kind of apparel people wear. I believe there is a right and a wrong way to do things. I think the course we are now approaching in this particular legislation is the wrong way, and I believe in the long run it is going to haunt us. Therefore, I cannot vote for it.

**Mr. Givens:**

Mr. President, I might just make some comments. This Resolution we are considering calls for a referendum of advisement regarding the Pittsburgh obscenity standards. A referendum of advisement is not the law as indicated by Mr. Stone, and such a referendum would give the voters the opportunity to express their contemporary community standards. The referendum would be both a rallying point for the public and a tool for this particular Council. A referendum, if approved by this Council and I am hoping that of the Mayor and the Commissioners of Allegheny County, which would be a powerful tool to the lawmakers who are serious about preserving the integrity of our downtown commercial district as well as their neighborhoods. We would know in concrete terms what is contemporary community standards which only the Supreme Court indicates that the community can give us regarding this word we call obscenity.

All we, as Councilmen, have to do is to show the people the problem, as in the past, and we can be sure that the voters of this City will let us know how they stand on this particular issue. Pornographic material is displayed publicly, and it is degrading to the dignity of life, and I ask and enjoin all the Councilmembers here. I appreciate Councilman Stone's remarks in certain particular areas. I don't think that referendums will be coming from this particular Council on everything that happens as alluded to him by that letter, of which we all received a copy last week. I know that all the Councilmen here feel the same way, possibly, it is the approach which we are taking that is a little bit different. Thank you.

**Mr. Coyne:**

I would like to be recorded as voting no on this Bill and to have my remarks from last Wednesday recorded in the record.

**Mr. Coyne's remarks from the meeting of March 15, 1978.**

**Mr. Coyne:**

Mr. Chairman, on this issue, I think that I feel that the majority of the people of the City of Pittsburgh find that the pornography shops, alluded to here, are detrimental to the City of Pittsburgh. But, as elected representatives of Pittsburgh, I think it is our duty and responsibility to know the feelings of the people without putting an item, such as this on the agenda. While I wouldn't hesitate to stop people from expressing their opinions, I do think that they can better express to the elected, that is City Council, and let City Council deal with the issues instead of running to the referendum route every time a major issue come up. I would be willing to draw up legislation that would address itself to this problem in the City of Pittsburgh.

**Mr. Givens:**

Mr. President, I would also like to have my remarks from last Wednesday put in the minutes of today's meeting.

**Mr. Givens' remarks from the meeting of March 15, 1978.**

Mr. Givens:

Mr. Chairman, I guess one of the most important things here — I think the keynote is community standard and how that we within this Council here can ascertain what community standards are. I would just like to read a little excerpt from one of the cases that happened on community standards that was important in the Hustler decision.

"Community standards" was important in the Hustler decision. Here's why: In America there are pockets of people who do not find Hustler obscene. Neither do they find Playboy's recreational sex, child-molesting, sex-whippings, nor women mating with horses obscene."

"But — since Miller — these pitiful sex-addicts, choking Boston's 'Combat Zone,' New York's Times Square, and Los Angeles' Hollywood strip, no longer can slap their barbaric sexual standards upon a nation of decent citizens."

"It's up to each community to decide their own sexual standards. That's what Miller said."

"In Miller, however, the Supreme Court did not say that certain magazines were obscene and others were not. The Supreme Court, according to the Constitution, is not empowered to do things like that. The Superme Court does not 'make laws for the nation.' The Supreme Court analyzes laws, including laws containing strategic legal terms like 'obscenity,' and then says: 'This law or this legal definition is constitutional.' or "This law or legal definition is unconstitutional.' In Miller, the court said that whether 'the average person, applying contemporary community standards' would find that the work, taken as a whole, appeals to the prurient interest; whether the work depicts or describes, in a patently offensive way, sexual conduct specifically defined by the applicable state law; and whether the work, taken as a whole, lacks serious literary, artistic, political or scientific value — all add up to a constitutional definition of obscenity. The Supreme Court, in effect, said to states, cities, and towns: It is constitutional to use this definition of obscenity in arresting and prosecuting pornographers in your community."

"Cincinnati said they wanted Hustler arrested and convicted. The Miller decision empowered them, an empowers citizens in any community to do the same. It's up to a local people."

"Pornography remains in a city only as long as citizens want it."

That's what Miller vs. the U. S. Supreme Court is all about. I don't know what words I can say to make it any clearer than that.

The call for referendum is unique to the obscenity issue because of the need to know what is the contemporary community standard in Pittsburgh. The U. S. Supreme Court has determined, in Miller vs. California in 1974, that material is obscene if "the average person applying contemporary community standards' would find that the work, taken as a whole, appeals to the prurient interest."

What the referendum would do, if passed, is enable Pittsburgh officials and law enforcement officers to know the objective standard which the community of Pittsburgh views as appealing to lewd interests. The criteria is lifted from an existing City zoning ordinance, No. 50 of 1976. In that ordinance, the City regulated the location of adult establishments by the nature of the use, and this type of ordinance is endorsed by the U. S. Supreme Court in a Detroit Case in 1976. The language of the ordinance referred to "specified sexual activities" and "specified anatomical areas." The referendum I have constructed is a combination of the Court's contemporary community standard language and the City's zoning language.

What is essential if the referendum is to be valuable legislative barometer, is the education of the public to the meanings of "specified sexual activities" and "specified anatomical areas." This is part

of the reason why I have used the same language and definitions in the public display law and the hours of operation law. The citizens of Pittsburgh need to be informed about the meaning of these phrases in the referendum. A voter deciding on his or her perception of Pittsburgh's contemporary community standard should know what "specified sexual activities" means:

1. Acts of human masturbation, sexual intercourse or sodomy;

2. Fondling or other erotic touching of human genitals, pubic region, buttock or female breasts;

3. Human genitals in a state of sexual stimulation or arousal; and

"Specified anatomical areas" means:

1. Areas of the human body that are less than completely and opaquely covered limited to:

   A. Human genitals, pubic region

   B. Buttock and

   C. Female breast below a point immediately above the top of the areola

2. Human male genitals in a discernibly turgid state, even if completely and opaquely covered.

Again, these definitions are lifted directly from an existing city law.

A voter should also realize that the referendum does not refer to material with a "serious literary, artistic, political or scientific value," but only to "films, written materials, pictures, objects and performances which, taken as a whole, appeal to a lewd interest."

When we recall that the Home Rule Charter was voted by referendum, trusting the voters to be aware of its intentions and provisions, we should not hesitate trusting the newspapers, radio, and television's ability to educate the voters as to the content and meanings of this contemporary standard referendum. The Council could also put together a one page handout, available to interested citizens, which details the intentions of this referendum. By the time they go to the polls, the voters will know what "specified sexual activities" and "specified anatomical area" mean.

A referendum, if approved, and I am confident that it would be, would be a powerful tool to lawmakers who are serious about preserving the integrity of our downtown commercial district. We would know, in concrete terms, what is the contemporary community standard regarding obscenity in Pittsburgh. All we as Councilmembers have to do is show the people the problem and as in the past, they'll show us their vote power.

The resolution we are considering calls for a referendum of advisement, regarding Pittsburgh's obscenity standard. A referendum of advisement is not a law! Such a referendum would give the voters the opportunity to express their contemporary community standard. The referendum would be both a rallying point for the public and a tool for this Council.

The language used in the referendum is clear and direct. Our own City Solicitor, in a recent legal opinion, stated that: "Basically, the Miller test is whether the average person, applying contemporary community standards, would find the work, as a whole, to appeal to prurient interests." This is basically what the referendum asks the voter. The language is not filled with all the tests of the Miller vs. California Supreme Court decision. The referendum just poses the basic question. The Commonwealth of Pennsylvania uses this same language to define obscene in its recently amended crimes code: "obscene . . . means that which, to the average person applying contemporary community standards, has as its dominant theme, taken as a whole, an appeal to prurient interest."

The wording is simple and clear; and

with the addition of the specific activities and anatomical areas, is direct and helpful for knowing just what is the contemporary community standard in Pittsburgh.

What this all adds up to is a constitutional definition of obscenity. The Supreme Court in effect said to the states, to the cities, and to the towns in this country of ours that it is constitutional to use this definition of obscenity in arresting people who deal in smut in your community.

Cincinnati said they wanted Hustler arrested and convicted, the people who publish the Hustler. The Miller decision empowered the citizens and any community to do the same. It is up to the local people. Pornography remains in the cities only as long as its citizens want it.

The rest we are considering here today calls for referendum of advisement. Under advisement, regarding Pittsburgh's obscenity standards, the referendum of advisement should be allowed. Such referendum would give the voters the opportunity to express their contemporary community standards. The referendum would be a rallying point for the public and tool for this Council. The language used would be clear and direct.

Surprisingly, in talking to some of the fellow Council members to put this on the referendum in this May's primary, it will cost the citizens of Pittsburgh $155.00 to get at the heart of the issue of how the people of the City of Pittsburgh feel about this particular issue.

We have had the existing conditions within our city, and in a smut area, and they have been growing for the past ten years, Mr. Chairman.

As you alluded to on the radio program, what action has this Council taken in these past ten years to try to contain this? The referendum tool to move the administration to force existing ordinances, and Building Code — County Health Building Code — direct our legal department to combat and look for new approaches relating to the growing problems of adult businesses.

I personally feel that this smut and pornography — that I have seen, and I think you have to see it to appreciate it — is degrading the dignity of life within this city, and I ask you, my fellow Councilmen, what else can we do to stop this particular smut within our city.

The Supreme Court has never said that obscenity is protected speech under the First Amendment. It has always recognized the right of the government to protect the youth from obscenity.

In getting to the actual resolution itself, the Supreme Court of the United States has declared that certain materials are obscene only if the average person, and I ask how in this particular Council when we determine what the average person's standards are, will find the material taken as a whole appealling to prurient interests. The Commonwealth of Pennsylvania only this last year — I don't mean five, ten years ago, but only this last year came out with new crime codes, and I would hope this Council is striving to protect the rights of the people in the City of Pittsburgh.

I would hope to have this on the Primary ballot, on the May 17 ballot, and quotations are, films, written materials, pictures, objects and performances which, taken as a whole, appeal to a lewd interest by emphasizing specified anatomical areas or specified sexual activities, in violation of the contemporay community standards here in Pittsburgh.

I have talked to a few of the Council members and I know that some of you have reservations as to the fact that it is the perogative of the Council and that we should settle these standards, etc. I find it very difficult — if you showed me a picture of obscenity and passed it around the table, some of us may think it is not obscene to their nature. So, we are trying to do that to the people of the City of Pittsburgh, define the Pennsylvania Crime Code — describe, and as

described by Miller vs. U. S. Supreme Court, and some of these are very serious thoughts. What is sexual activity? What does it mean? Acts of human masturbation, sexual intercourse or sodomy, fondling or other erotic touching of human genitals, pubic region, buttock or female breasts, human genitals in a state of sexual stimulation or arousal — human genitals, pubic region, buttock and female breats below a point immediately above the top of the areola, and human male genitals in a discernibly turgid state, even if completely and opaquely covered.

Again, these definitions are lifted directly from existing City law.

Some people laugh about it. Some people don't think it is serious, but it isn't nice when you walk into any bookstore in the City of Pittsburgh, walk down Liberty Avenue, and see the plight and the cancer that is growing in that particular area, and that we sit here and not want to do something.

As I indicated, this is something that is of a new venture for this Council, to pass on this ordinance, to call the people of the City of Pittsburgh to have this particular referendum. And, it is serious — it is so serious that I think that cancerous sores are coming into our society in such a way that we read about it daily within the newspapers. That's all, Mr. Chairman.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | |

Ayes 5 Noes 3
(Mr. Coyne, Mr. Depasquale and Mr. Stone voting no)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 489. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William C. Craighead for the sale of Block 10J, Part of Lots 22 and 24 in the Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 490. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Vincent H. Bostic and Rita A. Bostic for the sale of Block 10J, Lot 19 and part of Lot 22 in the Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 491. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Burrell Johnson and Linda Johnson for the sale of part of Block 9S Lot 70 in the Third Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 492. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Fletcher Gordon

and Margaret Gordon for the sale of Parcel 26A in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 493. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William Griffin and Maxine Griffin for the sale of Parcel 26B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 494. A Rsolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Marcella George for the sale of Parcel 26C in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 495. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Emma Moore for the sale of Parcel 26D in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 496. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Alberta Deviner for the sale of Parcel 27A in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 497. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Phyllis Hankins for the sale of Parcel 27B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 498. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Louise Hatchett for the sale of Parcel 28B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 499. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Patsy Lachina and Giovanna Lachina for the sale of Parcels 4 and 4A (Block 84H, Lots 185, part of 173 and 197) in the Twelfth Ward of the City of Pittsburgh."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson** presented

No. 629. Report of the Committee on Supplies for March 15, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 517. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Emergency Light Banks Gas Generator Type Trailer-Mounted, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff** presented

No. 630. Report of the Committee on Parks and Recreation for March 15, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 510. A Resolution entitled, "Resolution amending Resolution No. 227, approved March 21, 1977, effective April 4, 1977, entitled, 'Providing for the letting of a contract or contracts for archetictural, engineering and other professional services in conjunction with the design of the Magee Recreation Center in the Department of Parks and Recreation at a cost not to exceed $25,000.00' by increasing the authorization from $25,000.00 to $58,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 631. Report of the Committee on Lands and Buildings for March 15, 1978, transmitting sundry Resolutions to Council

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 500. A Resolution entitled, "Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh, to lease to the Duquesne Light Company, for a term of twenty (20) years at an annual rental of Fifty ($50.00) Dollars, certain property on Becks Run Road in the 16th Ward, upon certain terms and conditions."

Which was read.

Also,

Bill No. 501. Resolution amending Resolution No. 1059, approved 11/4/77 for property in the 19th Ward on Traymore Avenue to Robert K. and Susan C. Speer, his wife by deleting the first paragraph in the description and inserting correction as shown on Resolution. All else shall remain the same and in effect.

Which was read.

Also,

Bill No. 502. Resolution authorizing the sale of property in the 5th Ward being vacant lots on Wylie Avenue between Erin and Kirkpatrick, Block 10-P, Lot 9 and 10, to Robinson Lane and Vivian M. Lane, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 503. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Erin Street between Webster and Bedford Avenues designated as Block 10-J, Lot 260 to William H. Evans and Theresa O. Evans, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 504. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Second Avenue between Renova and Alluvian Streets, Block 57-G, Lot 167, to Michael Michaliszyn and Helen Michaliszyn, his wife, for the sum of $1,200.00.

Which was read.

Also,

Bill No. 505. Resolution authorizing the sale of property in the 18th Ward being a 2 story frame house on 236 Cedarhurst Street designated as Block 15-M, Lot 102, to Joseph F. Grochmal for the sum of $2,700.00.

Which was read.

Also,

Bill No. 506. Resolution authorizing the sale of property in the 23rd Ward on Madison Avenue between Phineas and Peralto Streets, Block 24-N, Lot 35, to Regis F. Senko and Veronica I. Senko, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 507. Resolution authorizing the sale of property in the 28th Ward being vacant land on Tarner Street and

Camber Way, designated as Block 68-M, Lot 205 and 206, to Gary L. Smith for the sum of $700.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affimative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson** presented

Bill No. 631. WHEREAS, the total and substantive involvement of minorities in the total fabric of American life is publicy accepted and promoted by both the public and private sector, and

WHEREAS, the development of minority business and enterprise has accelerated tremendously over the last ten years, and

WHEREAS, the City of Pittsburgh, both the Mayor and Council, have committed themselves to advance the participation of minority business within the general operation of our City, and

WHEREAS, the Pittsburgh Business Resource Center and its affiliate, The Pittsburgh Regional Minority Purchasing Council, in conjunction with the Greater Pittsburgh Business Development Corporation, Business and Job Development Corporation, and many others, have been responsible for minority economic development in our City, and

WHEREAS, the Second Annual Minority Trade Fair will be held in our City on March 21, 1978 at the Pittsburgh Hilton.

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the members of Council of the City of Pittsburgh recognize and honor the Second Annual Minority Trade Fair.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

Also,

Bill No. 632. WHEREAS, the issue of the financial status of the City of Pittsburgh Dog Court operation has been brought to the attention of Pittsburgh City Council; and

WHEREAS, the general operation of the Animal Control Division of Environmental Services has also been brought to the attention of Pittsburgh City Council; and

WHEREAS, a complete and accurate financial assessment of the Court's operation is unavailable; and

WHEREAS, knowledge of the Court's financial records is a key factor in assessing the effectiveness of the City's Animal Control Program;

NOW, THEREFORE

BE IT RESOLVED that the City Controller's Office shall conduct a performance audit of both the Dog Court and the Animal Control Division of the Department of Environmental Services.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. Perry:**

This resolution is presented by Mr. Bulls, Mr. Robinson and Mr. DePasquale, President.

Bill No. 633. WHEREAS, the Schenley High School Spartans have distinguished themselves by winning the City League Basketball Championship; and

WHEREAS, these same Spartans have succeeded in winning the PIAA Class Triple A Championship; and

WHEREAS, these two positive and singularly deserving efforts have been accomplished by a Pittsburgh City School; and

WHEREAS, these efforts bring pride and honor to all residents of our City and to all high school students; and

WHEREAS, Schenley has won four State High School Basketball championships in the last twelve years.

NOW, THEREFORE

BE IT RESOLVED by the Mayor and the Members of the Council of the City of Pittsburgh on behalf of the Citizens of our City to recognize Schenley High School and its Spartan Basketball team for both its academic excellence and sports prowess.

**Mr. Robinson** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair:**

I may add, Mr. Stone, we now have South High by 4 to 2.

**Mr. Stone:**

When South High comes back I want to have your vote and the majority of the members.

**The Chair:**

And I might also add that Mr. Robinson and I are alumni from Schenley High School, and also Frank Martin.

**Mr. Lally:**

Are we going to honor the team at City Council?

**The Chair:**

Yes, next Monday.

**Mr. Stone:**

Mr. DePasquale, in that connection, let me just say that while it is not the school from which I have graduated, I can say, however, as a member of the City of Pittsburgh that I am equally proud because of the pride they have brought to this City in winning that championship.

**The Chair:**

That is very nice of you Mr. Stone.

**Mr. Lally** moved to approve the minutes of Monday, February 27, 1978.

Which motion prevailed.

And on motion of **Mr. Lally,**

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, March 27, 1978 No. 13



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, March 27, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale, President |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.

**The Chair:**

Instead of going into the meeting immediately, we will honor the Schenley High School Basketball players, the coaches and the principal. The Mayor is in the audience and he has a proclamation that he would like to read. Will the Mayor please come to the podium.

**Mayor Caliguiri:**

Thank you Mr. President. To mention again, Mr. DePasquale is a graduate of Schenley High School. I am very proud and pleased as the Mayor of the City of Pittsburgh to grant this proclamation today, and if I might tell the principal and team back there that on Friday the Mayor of Lebanon got in touch with me through the police and issued a bet of twenty-five pounds of bologna against twenty-five pounds of kolbassi and it seems that we won the bologna because I can smell it all the way up here!

Since you are having difficulty in finding a place to put it, I would suggest giving it to a fine charity.

I asked Jim, if the students wanted a taste of victory. The problem right now, I understand, is that there is no place to put it. We'll get it to some fine charity. But I wanted to let you know that the Mayor paid his bet off by issuing twenty-five pounds of bologna to us and I am happy to receive it.

On behalf of the people of Pittsburgh, I would like to issue this proclamation. By virtue of the authority vested in me as Mayor of the City of Pittsburgh, I do hereby proclaim Monday, March 27, 1978 as Schenley High Spartan Day, and the City of Pittsburgh in honor of the Schenley High School basketball team winning the 1978 State Basketball Championship to give public commendation to members of the State Championship team and their fine coach Fred Yee,

to join the entire community in congratulating the Schenley High School Faculty and Principal, Dr. James Robinson, and the student body for the enthusiastic support of the basketball team throughout the season, and for providing the City of Pittsburgh with another sports champion.

Members and team, congratulations . . . you do us honor in the City of Pittsburgh, I am very pleased and proud to issue this proclamation. Thank you, to all of you.

**The Chair:**

We have a Resolution which was adopted last week on the part of City Council honoring the State Championship of Schenley High Basketball Team, Mr. Clerk. And immediately after, we have some certificates and some trophies to give them.

Now, we will go into the matter of the certificates and the trophies. Incidentally, the trophies have no names on them, so, after receiving them, we wish you would give them back so we can have the names inscribed and then we will forward the trophies on to you with the names on each individual trophy.

As Mayor Caliguiri said, I attended Schenley High School, I am not going to tell you how long ago, but State Senator Noszka was captain of the basketball team in those days, so you know how long ago that was, it was quite a while ago.

Gentlemen, Mr. Robinson, Principal, we have here certificates of achievement which I would like to present to the team members and also a trophy for each of them. As I call your name would you please come up and receive the certificate and the trophy.

Dr. James Robinson, Principal
Garvin Vesley, Athletic Director
Robert Young, Assistant Coach
James Smith, Captain
David Thornton
Calvin Kane
Barnard Davis
James Walsh
James Alston
Larry Anderson
James Vaughn
Lance Patterson
Tyrone Allen
Wayman Smith
Lance Bennett
Charles Cooper

Someone stated that Mr. Cooper is the son of Charles Cooper, I believe in his day played for Westinghouse and went on to St. Francis, and we know of his great achievements. And, I know your uncle very well, Cornell Cooper.

Last, but certainly not least, John Hodges.

I stand corrected, if I am not mistaken, Jim, Charlie Cooper went to Duquesne, didn't he?

**Mr. Lally:**

Yes.

**The Chair:**

I had said St. Francis, I am sorry on that. Mr. Clerk, could you see that the Principal gets the certificates and the trophies for those who aren't here and he can distribute them. Thank you.

I would like to mention that Councilman Robinson, and Mr. Frank Martin are alumni of Schenley High, and I am sure they are rather proud of Schenley High's achievements also.

**Mr. Lally:**

I'd like to say that I am a neighbor of Schenley High, I live right across the street.

**The Chair:**

So noted. Thank you Mr. Lally.

**Mr. Stone:**

I want you to know that they wouldn't have scored if we wouldn't have let them beat South High School.

The Chair:

Well, if you were keeping score Mr. Stone, it would probably have been the other way around.

Gentlemen, that concludes the pleasant part of the meeting, not that the rest of it won't be pleasant. On behalf of the entire City Council, from the bottom of our hearts, again, we want to congratulate you on your four state championships, and as the Mayor stated earlier, may you go on to win many more with people like Mr. Robinson and Mr. Yee assisting you, I know you will. Thank you very much and good luck to all of you.

That takes us to the regular part of the meeting, the presentation of papers.

PRESENTATIONS

Mr. Bulls presented

No. 634. Resolution providing for the issuance of a warrant in favor of Trumbull Corporation, P. O. Box 10896, Pittsburgh, PA 15236, in the amount of $500.00 in payment for the relocation and resetting of two outside water meters furnished for the benefit of the City in connection with the rehabilitation of Herron Avenue, City Controller's Contract No. 22726 and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 635. Resolution providing for a contract or contracts for the replacement of 4" water lines supplying fire hydrants and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 636. Resolution repealing Resolution No. 539, approved July 22, 1976, effective July 26, 1976, (PW 76-3 and WD 76-2), Brownshill at Beechwood Boulevard; repealing Resolution No. 638, approved August 9, 1976, effective August 18, 1976 (PW 76-17) Anderson Bridge; and repealing Resolution No. 642, approved August 9, 1976, effective August 18, 1976, as amended by Resolution 94, approved February 17, 1978, effective February 27, 1978, (PW 76-16) Crane Avenue.

Also

No. 637. Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto, PW 76-26 and PW 77-14; and providing for payment thereof.

Also

No. 638. Resolution further amending Exhibit I of Resolution No. 1038, effective January 6, 1977, as amended by Resolution Nos. 82, 410, 632, 905, 1019, 1337 of 1977 and Resolution No. 82 of 1978, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds" by reallocating funds for the Department of Public Works.

Also

No. 639. Resolution amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, entitled "Approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating Trust Funds; transferring Bond Funds to said Trust Funds; providing for necessary Professional Service Agreements in connection with said projects; providing for contracts for implementing said projects, and providing for the payment of the costs thereof",

by reallocating funds and creating additional projects for the Department of Public Works.

Also

No. 640. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $723.56 for emergency work in connection with replacement of Auto Transformer and Related Parts, Asphalt Plant.

Also

No. 641. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $1,455.00 for extra work in connection with Refuse Office and Locker Facility, Controller's Contract No. 22308.

Also

No. 642. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $1,144.00 for necessary purchase of sand used in blasting dirt and old paint from City bridges preparatory to applying new paint.

Also

No. 643. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $5,350.00 for extra work in connection with reconstruction of Chartiers Creek Bridge, EDA Project No. 01-51-26960, Controller's Contract Nos. 23147 and 23147F.

Also

No. 644. Communication from James N. Walker, Director of Environmental Services, requesting permission for himself and James C. Conway to inspect mobile toter system for refuse collection, Atlanta and Macon, Georgia, March 29, 1978 at a cost not to exceed $800.00, payable from Code Account 1176, Miscellaneous Services, Division of Collection and Disposition, Department of Environmental Services.

Which were severally read and referred to the Committee on Public Works.

**Mr. Givens** presented

No. 645. Resolution providing for an Agreement with the Housing Authority of the City of Pittsburgh to employ a Housing Inspector to seek and locate suitable Housing Units which comply with requirements of Section 8, enabling the City of Pittsburgh to meet its existing Section 8 Housing Assistance Plan Goals, at a cost not to exceed $15,792.34 from 1978 CD Block Grant Funds.

Also

No. 646. Resolution authorizing execution of License Agreement with the Urban Redevelopment Authority of Pittsburgh whereby the City of Pittsburgh will have the use of Parcels 1B and 13 in the Allegheny Center Project, 22nd Ward, for Farmer's Market and Flea Market purposes April 1, 1978 through October 1, 1978.

Which were read and referred to the Committee on Planning, Housing and Development.

**Mr. Lally** presented

No. 647. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $17,213.74, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

**Mr. Lally** moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Givens seconded the motion.

Which motion prevailed.

Also

No. 648. Resolution granting a License to Duquesne Light Company for the installation of one (1) pole and three (3) anchors on City property, 31st Ward.

Which was read and referred to the Committee on Lands and Buildings.

Mr. Stone presented

No. 649. Resolution authorizing the Mayor to issue and the City Controller to countersign, a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 103772 |
| Dated | January 31, 1978 |
| Amount | $60.09 |
| Payee | Mellon Bank, N.A. Data Center Division |

Also

No. 650. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, to attend CETA Conference, Harrisburg, PA, March 29, 1978, at a cost not to exceed $100.00, payable from CETA Code Account, Federal Funds.

Which were read and referred to the Committee on Finance.

Also

No. 651. Communication from South Side Chamber of Commerce requesting Council to hold a public hearing on the deplorable condition of Carson Street.

Which was read and referred to the Committee on Public Works.

Also

No. 652. An Ordinance further amending Ordinance No. 210 approved May 11, 1966, as amended, by prohibiting the operation of self-service gas stations.

Which was read and referred to the Committee on Public Safety.

Mr. Stone moved to suspend Rule 8 on Bill No. 651 and Bill No. 652 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

Mr. President, if I may, relative to the self-service gas stations. If you will recall we asked Danny Pellegrini, the Assistant City Solicitor to prepare for us and present today a bill prohibiting self-service gas stations. This Council two years ago, or better, had a public hearing in which the various oil and gas companies were present at a public hearing, and at that time Council indicated its lack of desire to have self-service gas stations within the jurisdiction of the City of Pittsburgh. That was incorporated in the proposed codification of our new Pittsburgh Code, and what we are really doing is accelerating it so that it is very loud, very clear, very exact, and that as far as we are concerned, self-service gas stations have no place within the boundaries of the City of Pittsburgh.

For many other reasons, but first and foremost and of a priority nature, that is the safety to the citizens of the City of Pittsburgh.

The Chair presented

No. 653. Communication from Michael Perry, City Clerk, submitting a petition

from residents in 16th Community Advisory Board District, a petition requesting establishment of a community advisory board in said district and ruling in favor of the validity of the petition.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens:

Mr. Clerk is this the first petition to come before us.

Mr. Perry:

Yes it is.

Mr. Givens:

What district does it cover?

Mr. Perry:

16th District, Mount Washington area.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 654. Report of the Committee on Finance for March 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 536. A Resolution entitled, "Resolution providing for the issuance of a warrant amounting to $900.00 in favor of Kruman Equipment Co., in payment for rental of parking lot without previous authority of law and providing for the payment thereof."

Which was read.

Also,

Bill No. 537. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Trumbull Corporation in the amount of Nine Thousand ($9,000.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the Rehabilitation of Herron Avenue from Centre Avenue to Bigelow Boulevard, and providing for the payment thereof."

Which was read.

Also,

Bill No. 538. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Miller Electric Construction Company, Incorporated, in the amount of Two Hundred Sixty Seven ($267.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the construction of Bureau of Refuse Office and Locker Facility, and providing for the payment thereof."

Which was read.

Also,

Bill No. 539. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Taylor Wilson Manufacturing Co., in the amount of One Thousand Thirty-Five ($1,035.00) Dollars in payment for furnishing and delivering of a Bronze Bearing Pin to the Construction Division, 1909 Howard Street, North Side, furnished for the benefit of the City in connection with emergency contract for the Mission Street Bridge, and providing for the payment thereof."

Which was read.

Also,

Bill No. 558. A Resolution entitled, "Resolution providing for the issuance of a warrant in the amount of $9,996.72 in favor of GMC Truck & Coach Division, in payment for emergency truck repairs and parts to the DPW fleet dur-

ing the snow removal operations for the City without previous authority of law and providing for the payment thereof."

Which was read.

Also,

Bill No. 562. A Resolution entitled, "Resolution providing for the issuance of a warrant to Richard Popp and Betty Popp, his wife in the amount of $4,000.00 in full settlement of claim for personal injury, and providing for the payment thereof."

Which was read.

Also,

Bill No. 563. A Resolution entitled, "Resolution providing for the issuance of a warrant to Robert P. Samarin, Administrator of the Estate of Rose Ann Samarin, in the amount of $2,000.00 in full settlement of claim for personal injury, and providing for the payment thereof."

Which was read.

Also,

Bill No. 564. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Motorists Insurance Companies and Ralph Kocinski in the sum of $1,189.34 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 565. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Travelers Insurance Company and Rocco Guido in the sum of $615.74 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 566. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Janet L. Palm in the sum of $518.39 in settlement of claim for damage and providing for payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Bulls:**

First of all, I would like to know how we are coming along on the driver's education.

**The Chair:**

Does anybody care to comment on that?

**Mr. Bulls:**

I would like to ask the City Clerk to find out about that for me.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 567. A Resolution entitled, "Resolution transferring the sum of $5,000.00 to Code Account 1042-1 Premium Pay, Mayor's Office, Information Systems Office from Code Account 1042, Salaries, Regular and Temporary Employees, Mayor's Office, Information Systems Office."

Which was read.

Also,

Bill No. 568. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Central Medical Health Services for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's Medical Examination Program for Paramedic candidates for employment and promotion."

Which was read.

Also,

Bill No. 569. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Community Human Services Corporation for the implementation of the Comprehensive Employment and Training Act, Title III Subpart 2 of the Youth Employment and Demonstration Projects Act of 1977 (YCCIP Youth Community Conservation Improvement Program) and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 570. A Resolution entitled, "Resolution providing for the correction of typographical errors in Ordinance No. 39, approved December 30, 1977."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 655. Report of the Committee on on Public Works for March 22, 1978, transmitting one Ordinance and one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 479. An Ordinance entitled, "An Ordinance providing for the declaration of a traffic emergency by reason of excessive snow or ice on the City streets; prohibiting parking thereon and the use thereof by motor vehicles unless properly equipped; providing for the removal of and penalties for vehicles in violation; and repealing Ordinance No. 600, approved December 19, 1974."

Which was read.

Also,

Bill No. 540. A Resolution entitled, "Resolution vacating Fairfield Lane between Bigelow Boulevard and Parkman Avenue in the Fourth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 656. Report of the Committee on Planning, Housing and Development for March 22, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 25. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet Nos. 7 and 8 by changing from "R3" Multiple-Family Residence District to "RP" Planned Residential Unit Development District all that certain property bounded by: Beltzhoover Avenue; Bailey Way; Tank Way; Lot Numbered 217, Block 3-N in the Allegheny County Block and Lot System; Science Street; Lot Numbered 238, Block 3-N in the aforesaid system; the Unnamed Way located parallel with Beltzhoover Avenue between Science Street and Bailey Way; and Lot Numbered 232, Block 3-N in the aforesaid system, 18th Ward."

Which was read.

Also,

Bill No. 542. A Resolution entitled, "Resolution providing for an agreement or agreements with the Regional Industrial Development Corporation of Southwestern Pennsylvania for professional service in connection with the continuation of the Community Economic Development Program; and providing for the payment thereof."

Which was read.

Also,

Bill No. 543. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Marjorie Banks for the sale of Parcel 28A in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Robinson:**

In regard to Bill No. 542, I would like to have my remarks from the meeting of Wednesday, March 22, 1978 incorporated into the minutes.

Mr. Robinson's remarks from meeting of March 22, 1978:

Mr. Robinson:

I have a concern which I addressed to you some time ago and that is about the companies here in the City of Pittsburgh. What, if anything are we doing to keep them here and why increase the amount of money that is being utilized? I am concerned about this because we never hear anything about what we are doing to keep them in the City of Pittsburgh. What are we doing of a substitive nature to try and keep companies from leaving the City of Pittsburgh?

The Chair:

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 657. Report of the Committee on Supplies for March 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 559. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Check Endorser Machine, etc., less trade-in, for the Department of City Treasurer, and for the payment thereof."

Which was read.

Also,

Bill No. 560. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Sand Blasting Machine, etc., for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 561. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Compressors — Trailer Mounted, for the Distribution Division, Department of Water, and for the payment thereof."

Which was read.

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 658. Report of the Committee on Lands and Buildings for March 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 544. A Resolution entitled, "Resolution providing for an Agreement or Agreements, from time to time, with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 546. A Resolution entitled, "Resolution authorizing the Director of the Department of Lands and Buildings, in his capacity as Trustee for the Three Taxing Bodies' to subdivide the following tax delinquent property in the 19th Ward jointly owned by the City of Pittsburgh, School District of Pittsburgh and County of Allegheny, being Block 4-N, Lot 168, Ottawa Street, also known as Marne Way."

Which was read.

Also,

Bill No. 548. Resolution repealing Resolution No. 12, approved 2/3/75 for the sale of property in the 10th Ward on 4821 Rosetta Street to Michael Kalimon and then assigned to Charles Klemz. Hand money of Charles Klemz to be forfeited in the amount of $100.00 as he failed to comply with the agreement of sale.

Which was read.

Also,

Bill No. 549. Resolution repealing Resolution No. 233, approved 4/4/77 which authorized the sale of property in the 12th Ward on 1005 Lincoln Avenue to William J. and Estella Beddingfield. Hand money in the amount of $1,582.00 to be returned as property was redeemed during process of this sale.

Which was read.

Also,

Bill No. 550. Resolution amending Resolution No. 74, approved 2/14†77, which authorized the sale of property in the 28th Ward on Ladoga Street to Stefan Kalinak and Anna Kalinak, his wife, for $1,000.00, by changing the lot size from 100 x 200 to 160 x 100 x 200. All else in Resolution No. 74 shall remain the same and in effect.

Which was read.

Also,

Bill No. 551. Resolution amending Resolution No. 111, approved 2/27/78 which authorized the sale of property in the 19th Ward on Grace Street to the Community Baptist Church of the Mount for the sum of $2,380.00 by deleting the first line in description and inserting in lieu thereof change as described in resolution. All else in Resolution No. 111 shall remain the same and in effect.

Which was read.

Also,

Bill No. 552. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Erin Street designated as Block 10-N, Lot 23, to Robert Daniels and Barbara Daniels, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 553. Resolution authorizing

the sale of property in the 16th Ward on Eleanor Street between Leticoe and Josephine Streets, Block 12-R, Lot 169, to Daryl L. Lucas and Barbara A. Lucas, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 554. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Herschel Street between Lindsay and Weaver, Block 19-G, Lots 58 and 60, to Richard D. Beatty Sr. and Norene M. Beatty, his wife, for the sum of $2,500.00.

Which was read.

Also,

Bill No. 555. Resolution authorizing the sale of property in the 20th Ward being vacant land on Angle and Corfu Streets, designated as Block 7-N, Lots 151, 159 and 161 to Neale S. Grundstra for the sum of $1,300.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Stone:**

Mr. President, if I may, I just read an article in the newspaper this morning, it is entitled, "City Revises Tactics to Get Expo-Hall Hotel Rolling". I would first like to differ with a comment that is contained in that article, wherein it says, "In its September 6, 1974 report, the Mayor's Convention Center Advisory Committee said that the need for a hotel is acute because the City could not afford to include a cafeteria, restaurant or ballroom in its plan for the City." I would like to repeat our remarks of City Council's public hearing of about two to three years ago on that very issue, relative to whether we were able to financially put a cafeteria, or restaurant or ballroom in a convention center. The only reason, then, and now, that we didn't have it in a convention center was because of a strong influence of one of the representatives of our local hotel, a hotel, who vetoed the desire to put those facilities into the convention center. And, at the same time it was a desire whereby that particular hotel was to cater "off the premises" for the convention center. That same hotel, as we said before is having difficulty catering to their own present "indoor establishment" and would have a more difficult time, handling the convention center. I wanted that point made eminently clear, and now, if I may, to the crux of the article . . . I believe, as we indicated then, and I think we should indicate now, the City of Pittsburgh must acquire this land bounded by 10th and 11th Streets and Liberty and Penn. I believe it is essential, and I am impressed that the Mayor has indicated a strong desire to do whatever is necessary to acquire that particular piece of property. I consider that particular purchase essential, a must, and not something that should be left to chance, or a luxury.

Therefore, I would like to move at this time, that this City Council go on

record as endorsing the Mayor's desire and intent to acquire that site adjoining the convention center, and we pledge our support to any efforts toward the acquisition of that particular piece of property.

**Mr. Coyne:**

Before I agree to go along with any kind of endorsement of an acquisition of this site, I would like to know what the financing arrangements are, and more about it than just going ahead and purchasing the site. I would like to have more definitive plans from the Administration of how they would propose to acquire it before I would vote in the affirmative.

**Mr. Stone:**

Let me just change one word, and I think it might make a difference — either that we purchase or gain control over its disposition toward a hotel, and I think your point is well taken.

Does that change anything for you? We should have some control in what is happening to it, as it is right now, it can go anywhere, and we should have had that tied up, even when we bought the original site for the convention center.

**Mr. DePasquale:**

I think Mr. Coyne brings out a very valid point, because the property in question is under bankruptcy, I believe, its in Conrail, and the Mayor himself stated that this may be a problem. He is looking for a shortcut, how they can get around it I don't know. A firm in Philadelphia apparently is handling the bankruptcy proceedings and they are dealing with them at the present time.

**Mr. Stone:**

Yes, but it has no greater problems.

**Mr. DePasquale:**

I think we all agree that the property is eventually going to have to be acquired.

**Mr. Stone:**

We have no greater problem than we had for acquisition of the convention center site. Sure, it needs a petition and some reasonable price presented to the Judge in Philadelphia who is handling the overall bankruptcy, but I think it is essential that we have, number one, a hotel facility. We don't have enough rooms within the City of Pittsburgh, we should have tied it into the convention center at that time. And I think if you check the record, (I have asked Mike to look that up.) you will find that City Council very strongly indicated, at that time, to the prior Mayor and the Mayor's Advisory Council that we should have those two sites tied together. In fact, we even went so far as to say there ought to be a bridge across Penn Avenue so that the two were tied together, so that you could walk from one to the other without going into the street.

I think the effort is a good one, I think we ought to endorse it, we endorsed it then, and we ought to endorse it now!

**Mr. Coyne:**

I think it is a very good idea to acquire this site, I think it would help the convention center and the proximity of the convention center, and I think maybe we should not leave it entirely up to the Administration as to how we finance it. But, even we here in Council have the ability to increase the Bond Fund if we are so anxious to purchase that site. That may be an alternative, and if that is the case, then I think we could arrange that we sell the Bonds if necessary, when we do sell the bonds to acquire it. At that time, if that is a motion, I can certainly support that.

**Mr. Stone:**

Maybe what I am saying is not meaning the same thing to you, and maybe I

can correct this. There are numerous ways in which this can be purchased. First of all, through URA, second of all, as Mr. Coyne has indicated, through bond money and thirdly, as I understand it, part of the Urban package, which President Carter has come out with, there is to be some sort of grant whereby cities can acquire properties for future development. There is a multitude of ways of doing it. What I am suggesting here is merely a desire, an intent, in declaring our consensus, that something ought to be done to acquire it. As to how specifically it be done, I think that is something that will be of more specific legislation in the future.

**Mr. Coyne:**

Well, then I would just like to say that in endorsing the concept that it would be a good idea to acquire it, I would like to reserve an affirmative vote until I find out what the procedure is for acquiring it.

**Mr. Stone:**

No problem with that!!

**Mr. Lally:**

What you are doing, Councilman Stone, is giving the Mayor the assurance that Council will go along with his plan there from what I understand.

**Mr. Stone:**

Subject to our approval.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. Givens** moved to approve the minutes of Monday, March 6, 1978.

And on motion of Mr. Robinson

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, April 3, 1978 No. 14



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, April 3, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 659. Resolution providing for the issuance of a warrant in favor of Community College of Allegheny County, 610 Smithfield Street, Pittsburgh Pennsylvania 15222, in the amount of $1,972.10, in payment for books and supplies for the new Police Officers hired July 18, 1977; and providing for the payment thereof.

Also

No. 660. Resolution providing for the issuance of a warrant in favor of the Treasurer, Allegheny County, Allegheny County Police Training Academy, West Ridge Road, North Park, Allison Park, Pennsylvania 15101, in the amount of $980.50, in payment of books supplied to the new Police Officers hired July 18, 1977 and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 661. Communication from John C. Miller, Director, Department of Water, requesting permission for three representatives from the Department of Water to attend seminar on Organic Chemicals in Water, Drexel University, Philadelphia, PA, April 24, 1978, at a cost not to evceed $400.00, payable from Code Account 1701, Miscellaneous Services, Administration Division, Department of Water.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 662. Resolution providing for the issuance of a warrant in favor of Trumbull Corporation in the amount of Six Thousand Five Hundred Twenty Eight ($6,528.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the Rehabilitation of Herron Avenue from Centre Avenue to Bigelow Boulevard and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 633. Communication from John E. Ruff, Director, Department of Public Works, requesting interim approval of payment of $928.15 for extra work in connection with Third Avenue, Wood Street to Stanwix Street, Controller's Contract No. 22568.

Also

No. 664. Resolution vacating Landwehr Street between Aurelia Street and the northerly line of Shakespeare Street and Shakespeare Street from Vose Way to the easterly line of Landwehr Street in the Seventh Ward of the City of Pittsburgh, abandoning the 6-inch water lines located in Landwehr Street and Shakespeare Street.

Also

No. 665. Resolution vacating Osric Way between Penn Avenue and Shakespeare Street; Landwehr Way between Penn Avenue and Shakespeare Street; Blank Way between Penn Avenue and Shakespeare Street; Thew Way between Penn Avenue and Shakespeare Street; Addis Way between Vose Way and Landwehr Way; Cassius Way between Landwehr Street and Cassius Street; Cassius Street between Aurelia Street and Cassius Way; Luther Street between Landwehr Street and Aurelia Street; Aurelia Street from a point 431.107 feet east of Landwehr Street (as measured along the northerly line of said Aurelia Street) to Denniston Street as vacated; Pentz Way between Kaufman Way and Aurelia Street and Shakespeare Street from the easterly line of Landwehr Street to its easterly terminus in the Seventh Ward of the City lines located in said streets and ways of Pittsburgh, abandoning all water between the above mentioned terminals; abandoning the 15-inch sewer line in Luther Street, and excepting and reserving an easement for the 15-inch sewer lines located in Cassius Street, Aurelia Street and Pentz Way.

Also

No. 666. Resolution authorizing the Director of the Department of Public Works to issue a permit to Blondine Streib to pave across a portion of Condor Way, an unimproved street, to connect her driveway to the existing portion of Merryfield Street in the Twentieth Ward of the City of Pittsburgh.

Also

No. 667. Resolution amending Resolution No. 940, effective October 11, 1977, entitled: "Providing for a Contract or Contracts with a Consultant or Consultants for Professional Services in conjunction with the inspection and/or design for the rehabilitation of various City bridges (PW 76-23 and PW 77-15)," by increasing the authorized amount from One Hundred Twenty-Five Thousand ($125,000.00) to Two Hundred Twenty-Five Thousand ($225,000.00) Dollars.

Also

No. 668. Resolution providing for an Agreement or Agreements with Duquesne Light Company in connection with the inclusion of a Duquesne Light manhole within a City retaining wall at the Centre Avenue Bridge, and providing for the receipt of the cost thereof.

Also

No. 669. Resolution repealing Resolution No. 539, approved July 22, 1976, entitled "Providing for a Contract or Contracts for intersection improvements at the Brown's Hill and Beechwood Boule-

vard intersection and related water work (PW 76-3) and (W 76-2); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Also

No. 670. Resolution repealing Resolution No. 642, effective August 9, 1976, as amended by Resolution No. 94, effective February 27, 1978, entitled "Amending Resolution No. 642, effective August 9, 1976, entitled, 'Providing for a Contract or Contracts for the reconstruction of Crane Avenue from Saw Mill Run Boulevard to Beechview Avenue (PW 76-16); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation', by reducing the total cost from Two Million Five Hundred Forty - Four Thousand ($2,544,000.00) Dollars to Two Million Five Hundred Thirty - Four Thousand ($2,534,000.00) Dollars."

Also

No. 671. Resolution repealing Resolution No. 638, approved August 9, 1976, entitled, "Providing for a Contract or Contracts for the rehabilitation of the Anderson Bridge at the Boulevard of Allies (PW 76-17); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 672. Resolution amending Resolution No. 290 effective March 27, 1978 to clarify the source of funds and to renumber the sections.

Also

No. 673. Resolution providing for a supplemental agreement with the United States Bureau of the Census amending the agreement between the parties authorized by Resolution No. 297, approved April 25, 1977, by extending the term and increasing the sum to be reimbursed to the City as the cost thereof.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 674. Resolution transferring the sum of $15,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1 — Premium Pay, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mrs. Masloff seconded the motion.

Which motion prevailed.

Also

No. 675. Resolution providing for the sale of the City's interest in certain parcels of property to Pittsburgh Outdoor Advertising Corporation in return for two parcels of property and other consideration.

Also

No. 676. Resolution authorizing the sale of property in the 3rd Ward being a vacant lot on Dinwiddie Street, Block 11-A, Lot 189, to Horton Johnson and Ethel Johnson, his wife, for the sum of $450.00.

Also

No. 677. Resolution authorizing the sale of property in the 4th Ward being a vacant lot on 2539-41 5th Avenue, Block 11-M, Lot 147 to Howard E. Stahl, for the sum of $2,500.00.

Also

No. 678. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Somers Street, Block 10-K, Lots 368 and 371, to Eugene C. Webb and Johnetta W. Webb, his wife, for the sum of $600.00.

Also

No. 679. Resolution authorizing the sale of property in the 18th Ward being a vacant lot in the rear of Starch Street, Block 3-R, Lot 288, to James E. Morris and Henrietta A. Morris, his wife, for the sum of $400.00.

Also

No. 680. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Keever Street, Block 40-R, Lot 219, to Richard P. Conners and Lynn M. Conners, his wife, for the sum of $350.00.

Also

No. 681. Resolution authorizing the sale of property in the 31st Ward being vacant land on Rodgers Avenue, Block 184-J, Lot 350, to Robert D. Navilliat for the sum of $700.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Mrs. Masloff** presented

No. 682. Resolution providing for an Agreement or Agreements with the Allegheny Conference on Community Development as conracting and disbursing agent for the Scaife Family Charitable Trusts for the construction of a public service facility for the City of Pittsburgh at the Pittsburgh Zoo, the cost of which shall be paid by the Scaife Family Charitable Trusts.

Also

No. 683. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $3,360.00 for additional work in connection with Riverview Park Sewer, Controller's Contract No. 20369-F.

Which were read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** presented

No. 684. Resolution providing for the issuance of a warrant in the amount of $4,588.51 in favor of Oren Corporation, in payment for cellulose insulation furnished the City without previous authority of law and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 685. Resolution providing for the letting of a contract for the furnishing and delivery of a Copier Machine, etc., for the Pittsburgh Zoo, Department of Parks and Recreation, and for the payment thereof.

Which was read and referred to the Committee on Supplies.

**Mr. Stone** presented

No. 686. Resolution transferring the sum of $862,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, to various 1978 Capital Project Fund accounts for the payment of costs to begin the 1978 Capital Budget and providing for the return of such

funds upon receipt of proceeds for the sale of General Public Improvement Bonds for 1978.

Also

No. 687. Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 269, effective March 27, 1978, entitled: "Resolution adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds," by reallocating funds for various departments and deleting certain projects.

Also

No. 688. Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 2, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977, as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 24, 1977, as amended by Resolution No. 1337, effective December 31, 1977, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds," and transferring bond funds to said capital trust funds by reallocating funds for various departments and deleting certain projects.

Also

No. 689. Resolution further amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, entitled "Approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating Trust Funds; transferring Bond Funds to said Trust Funds; providing for necessary Professional Service Agreements in connection with said projects; providing for contracts for implementing said projects; and providing for the payment of the costs thereof", by reallocating funds for various departments and deleting certain projects.

Also

No. 690. Communication from Glenn Cannon, Director of Emergency Medical Services, requesting permission for two Emergency Medical Services staff members to attend National Conference on Emergency Medical Services, Colorado Springs, Colorado, May 3-7, 1978, at cost not to exceed $1,325.00, payable from Code Account 1421, EMS Miscellaneous Services.

Also

No. 691. Bond from American Insurance Company in the amount of $25,000.00 for Mead Mulvihill, Jr. while acting as deputy mayor beginning January 2, 1978 and terminating the first Monday in January, 1982.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented

Bill No. 692

March 27, 1978

President and Members of Council.
510 City-County Building
Pittsburgh, PA 15219

Re: Bill No. 485

Dear Gentlemen and Madame:

Bill No. 485 is a Resolution requesting the Allegheny County Bureau of Elections to place on the Primary ballot of May 16, 1978 a referendum requesting the community standard on certain sexual material.

I can fully understand City Council's frustration in trying to deal with the pornography and massage parlor problems in our City. Your frustrations are only exceeded by my own.

However, conducting a referendum to determine the public's attitude toward pornography is essentially a public opinion poll that will serve no useful purpose legally or otherwise. It will tell us what we already know — that the vast majority of citizens in this community are opposed to the callous display and distribution of pornographic materials as well as the operation of Downtown massage parlors.

No one shares that public sentiment more than I do but a reaffirmation of such concern by a referendum is not about to change the laws that protect the operation of those involved in such activities.

I know the futility of trying to enforce legal controls on such activities, specifically the massage parlors. Following the bombing of a Downtown massage parlor several months ago, I ordered them all closed — essentially as a public safety measure. Within a few days the courts ordered them reopened and last week a three judge Common Pleas Court panel declared the City Ordinance used to close the massage parlors unconstitutional.

I have asked the Law Department to consider the possibility of appealing the ruling because if we are to be successful in our fight against these activities it must be through the courts — whether we have a referendum or not.

What must be done is to write laws dealing with these problems that will withstand constitutional tests.

I also feel that Council's referendum legislation is itself poorly constructed — vague and unclear as to its meaning as well as on the essential issue of what a yes or no vote means.

It refers to specified sexual activities and specified anatomical areas without indicating what they are — leaving that general area open to the judgment and imagination of the individual voter. In addition the overall referendum question is stated in a negative manner — if you vote "on" on the question you are voting in support of pornography and if you vote "yes" on the question you are voting against pornography.

A meaningless referendum that is stated in a vague and confusing manner could very well defeat the very purpose for which it was written and have a disastrous effect on the community.

Therefore, for the above stated reasons, I am vetoing Council Bill No. 485 of 1978 and return it unsigned. I urge you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
Richad S. Caliguiri

Which was read, received and filed.

Also

Bill No. 485. Resolution requesting the Allegheny County Bureau of Elections to place on the primary ballot of May 16, 1978 a referendum requesting the community standard on certain sexual material.

Which was read.

**Mr. Coyne** moved to sustain the mayor's veto.

**Mr. Stone** seconded the motion.

**The Chair:**

A roll call vote is required to override the veto or sustain it. I don't have to tell the members of Council that six votes are required to override the Mayor's veto, although we still have only eight members.

**Mr. Lally:**

Mr. Chairman, you should tell the members of Council how to vote if they want to override the veto.

**The Chair:**

An aye vote is to sustain the Mayor's veto, and we need a total of three because we only have eight members present. Three votes or more and the veto is sustained, six votes or more and the veto is overridden. To sustain the veto we need three votes. Is that correct Mike?

**Mr. Perry:**

Yes, because six votes are needed to override the Mayor's veto.

**Mr. Stone:**

I don't think you would take that negative, we are voting on what the issue is.

**The Chair:**

That is why I questioned Mike, I think we have to vote on the veto itself. Would Mr. Coyne please withdraw his motion to sustain?

**Mr. Coyne:**

I move to withdraw the motion to sustain the Mayor's veto.

**Mr. Lally seconded the motion.**

Which motion prevailed.

**Mr. Givens moved to override the Mayor's veto.**

**Mr. Lally seconded the motion.**

**The Chair:**

Is there any discussion on the Mayor's veto?

And on the question, "Shall the veto be overriden?"

Mr. Bulls — aye
Mr. Coyne — no
Mr. Givens — aye
Mr. Lally — aye
Mrs. Masloff — aye
Mr. Robinson — aye
Mr. Stone — no

**Mr. Stone:**

If I may, this referendum, as I initially indicated, is in my opinion a nulity. We know what the citizens want, and I believe that they have clearly demonstrated their anti-pornography feelings. To sumbit it to them for only telling us the same thing we should already know, I think is incorrect. Even if it is passed, it doesn't mean what it really says . . . it will not eliminate pornography. This is not, and I say again, not a substitute for a jury decision to determine community standards. Even worse, it is wrong to profess that it does. The language in itself is verbose, it is select, and it is confusing. It would destroy any good intent, even if any good was intended in the referendum. Most importantly, this is not the way to remove pornography. Time an time again, the courts have dismissed or reversed ordinances . . . not because they were for pornography . . . again, not because they were for pornography . . . but because of the method used. I think this is another instance in which we, in our so-called "do-good" legislation, are creating another attempt for the courts to override, with some skillful attorney, merely carrying out the constitutional rights, guaranteed.

I am not voting against this referendum because I am for pornography . . . I am voting against it because I think, as I indicated earlier, it is nothing more than a nulity, and means nothing.

**The Chair:**

Ladies and gentlemen, this is the type of vote that gives Chairmen gray hair . . . a very important vote, and I am the tie-breaker whichever way I go.

I did want to state that I concur almost with Mr. Stone completely with his remarks, with the exception that I am fearful now, from the reaction I am get-

ting within the community . . . the so-called "nice" people of the community, who I like to number among my friends, church going people, are saying that we should allow it to go to referendum and let the people decide. I think they have missed the point somewhere, but at the same time, this thing has gotten completely out of hand to the extent that they have made it a pro and con. If you vote against the referendum, you are for filth, and if you vote for the referendum, you want to wipe filth out . . . and we know that is so far from the truth. I know that Mr. Coyne and Mr. Stone would never vote no with that intention in mind. I know them both to be great church going men, and certainly they have strong convictions, just as I have in regards to the referendum with the exception of the letters I have received and the calls I have received . . . it strikes me that it is running about nine to one, the so-called church going and nice people are for the referendum and with few exceptions the purveyors of filth are against the referendum. I feel very strongly that some of these organizations, in regards to their feelings, they have been that way all their lives in regards to defending the so-called underdogs to a point where it is ridiculous. On the other hand, if there is no really great consequence to have a referendum then why are the purveyors of filth as I stated earlier, so determined that the referendum should be beat?

On that basis, I will say no more except to say that I vote to override the Mayor's veto. This is a no vote.

**Mr. Perry:**

The motion to override the Mayor's veto has been defeated by a vote of 5 to 3.

**The Chair:**

Mr. Clerk, I am voting to override the Mayor's veto.

**Mr. Perry:**

I stand corrected. The vote is ayes, 6, noes, 2. Mr. Coyne and Mr. Stone voting no.

And there being two-thirds of the votes of Council in the affirmative, the Mayor's veto was overriden.

**The Chair:**

Therefore, Ladies and Gentlemen, the veto is overriden, Mr. Givens' referendum will now go to the County Commissioners to see whether they place it on the ballot.

**Mr. Givens:**

To expedite this Resolution, in accordance with Section 322 of the Pittsburgh Home Rule Charter, I move that the effective date of this Resolution will be Monday, April 3, 1978.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair:**

Any more unfinished business?

**Mr. Givens:**

Mr. President, I do have some unfinished business which I would like to discuss . . . we have a bill before us, Bill No. 488, the Public Display Law. That was sent down, as you know, to our Solicitor for his opinion. Of course, my letter to the Solicitor was to ask for help and guidance on the bill itself, and we got our standard reply back to Council.

**The Chair:**

Do you mean we lost again?

**Mr. Givens:**

Something to that effect. Mr. Mead Mulvihill, in his critique of Bill No. 488, the Public Display Law, said very

little about the bill itself . . . he said that obscenity is an issue that should be dealt with at the state level, and I have to agree with him on that. He also states that Bill No. 488 needs not even be considered because it is pre-empted by the Commonwealth of Pennsylvania in 5903-F of the Crime Codes and other pertinent legal terminology there.

The state, says Mulvihill, acts clearly, decisively, and has made such conduct a misdemeanor of the first degree, and of the municipalities without power, in itself, and if the state has that police power. Thus, as our City Solicitor incorrectly criticized the Public Display Bill that was presented here by this Council. For the reasons listed below, I ask for Bill No. 488 to be considered by another legal opinion of our own counsel here. The Home Rule Charter was adopted in order to achieve increased independence for City Government, and more power over local matters.

Judge Barry, just recently in a case here, has ruled that the Council has the legal right, under the Home Rule Charter, to declare acts harmful to the public welfare, the matter at hand certainly is a local matter, we in the City of Pittsburgh do have the right and the power to deal with it. Furthermore, and more importantly, Bill No. 488 does in no way interfere with the Pennsylvania Crime Codes. The Public Display Bill is not pre-empted by the State of Pennsylvania, the Crime Codes, 18-PA, CSA, and 5903 states the following:

> "no person knowing that obscene character of material involved shall 1. display or cause to permit to display any obscene material in any window, showcase, newsstand, display rack, billboards, display boards, viewing screens, motion picture screens, marquette, or similar places, in such manner that the display is visible from any public street, highway, sidewalk, transportational facility or other public thoroughfare."

And Bill No. 488 says nothing of display view from the streets and the highways, and the sidewalks . . . and that is primarily what the State Code says right now. So Bill No. 488 says nothing of the display viewed from the streets, the highways or the sidewalks. It deals with business establishments.

**The Chair:**

Are you saying that Council's Bill No. 488 says nothing about windows, sidewalks, etc.?

**Mr. Givens:**

Right, Council's Bill No. 488 says nothing of the displays viewed from the streets, highways and sidewalks, as does the State Law. Our Bill deals with business establishments frequented by minors, and where said minors are, or may be invited as part of the general public. This Bill takes in the display in drugstores, supermarkets, record marts, bookstores, giftshops, etc. If the adult people want to buy these magazines in these places, they will have to ask for them. Mr. Mulvihill tells us nothing of the way the bill was written, and I am sure it was written well.

The law has been passed, and this particular display law has been written in Rhode Island, and was upheld in their Superior Court. It has also been passed in Massachusetts and Nashville, Tennessee, and other cities. The display law is by the Supreme Court decision in Ginsberg vs. New York which states:

> "the state also has an independent interest in the well being of its youth."

The Chief Judge emphasizes the significance in the early case of People vs. Com., he said, "while the supervision of children may best be left to their parents, the knowledge that parental control or guidance cannot always be provided, and society transcends interest in protecting the welfare of children justified reasonably regulated of the sale of materials to them."

So otherwise, the display law avoids the word obscene our Council Bill No. 488 avoids the word obscene. But remember the law deals with business establishments frequented by minors, in-

corporating about 99% of the business establishments. Because it is a minor statute, it does not have to meet adult standards of obscenity. The beauty of this is, the minor statute would also protect adults from being smacked with a-busive sex every time they enter a food store, a drugstore, or any other business establishment that is frequented by minors. I would ask and hope that the Council, as always, when we have differences with our Solicitor, that we could send this particular 488 bill out on public display to one of our attorneys here and get their viewpoint on this particular issue. Thank you Mr. President.

The Chair:

Feel free, Mr. Givens, to contact whichever attorney you feel that you want to unless you want the Chief Clerk to do that. You may have one attorney in particular that you want.

Feel free to do this on your own. Just report back to us as to who is looking into it, allright. Thank you Mr. Givens.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 693. Report of the Committee on Finance for March 29, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 578. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,084.00, in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof."

Which was read.

Also,

Bill No. 582. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Meinhardt Mechanical Service Company, Incorporated, in the amount of Five Thousand Three Hundred Fifty ($5,350.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the construction of Bureau of Refuse Offffice and Locker Facility; and providing for the payment thereof."

Which was read.

Also,

Bill No. 583. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of $3,-200.00 in payment for Extra Work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof."

Which was read.

Also,

Bill No. 584. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Atwood Bates Construction Company, Incorporated in the amount of Six Hundred ($600.00) Dollars in payment for Extra Work in connection with the Reconstruction of a Sanitary Sewer on South Mathilda Street at Yew Street and Yew Street at South Millvale Avenue, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 600. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Domino, Inc., in the amount of Thirteen Thousand Nine Hundred Nineteen Dollars and Sixty-One Cents ($13,919.61), in payment for Extra Work in connection with the construc-

tion of the Frick Park Nature Center, furnished for the benefit of the City; and providing for the payment thereof."

Which was read.

Also,

Bill No. 601. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Rouse Electric Co., in the amount of One Thousand Nine Hundred Twenty Five ($1,925.00) Dollars, in payment for the emergency repair of the main electrical distribution system at the Garden Center Mellon Park, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 614. A Resolution entitled, "Resolution transferring the sum of Twenty Thousand ($20,000.00) Dollars from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies."

Which was read.

Also,

Bill No. 615. A Resolution entitled, "Resolution transferring the sum of $1,000 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, to Code Account No. 1455-6, Refunds for Uniforms, Department of Police."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 617. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of the Commonwealth of Pennsylvania in the sum of $850.00 in settlement of claim for damages and providing for payment thereof."

Which was read.

Also,

Bill No. 618. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Frederick K. Gordon Foster, Jr. and Karen H. Foster in the sum of $589.00 in settlement of claim for plumbing expenses and providing for payment thereof."

Which was read.

Also,

Bill No. 619. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Harbor Isle Management, Inc., in the sum of $850.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 620. A Resolution entitled, "Resolution providing for the issuance of a warrant to Ward Olander and Charles Staderman, t/d/b/a Real Estate Enterprises and to Barry King in the aggregate amount of $5,000.00 in full settlement of lawsuit for property damage, and providing for the payment thereof."

Which was read.

Also,

Bill No. 621. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of On-Line Systems in the amount of $5,134.15, reimbursement of computer services rendered to the CETA program without previous authority of law."

Which was read.

Also,

Bill No. 647. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $17,213.74, in payment for construction work furnished for the benefit of the City in connection with the unification and maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

**Mr. Coyne presented**

No. 694. Report of the Committee on Public Works for March 29, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 585. A Resolution entitled, "Resolution accepting the dedication of property for public highway purposes for the extension of Niceville Street in the Thirty-First Ward of the City of Pittsburgh, opening and naming the same."

Which was read.

Also,

Bill No. 586. A Resolution entitled, "Resolution vacating Cook Street from Woods Run Avenue to a point 128.135 Centerline Feet northwardly in the Twenty-Seventh Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson** presented

No. 695. Report of the Committee on Supplies for March 29, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 616. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Manual Typewriters, less trade-ins, for the Department of Police, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff** presented

No. 696. Report of the Committee on Parks and Recreation for March 29, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 602. A Resolution entitled, "Resolution amending Resolution No. 720 effective September 24, 1976 entitled, 'Providing for the letting of a contract or contracts or the use of existing contracts for furnishing and placing of electrical equipment for park and recreational lighting, in the Department of Parks and Recreation at a cost not to exceed $150,000' by the addition of various sites throughout the City of Pittsburgh."

Which was read.

Also,

Bill No. 603. A Resolution entitled, "Resolution providing for the letting of a contract or contracts or the use of existing contracts for furnishing and placing of electrical equipment for park and recreational lighting in the Department of Parks and Recreation at a cost not to exceed $75,000."

Which was read.

Also,

Bill No. 604. A Resolution entitled, "Resolution providing for a contract or contracts for the construction of a new ballfield on Panorama Street in New Homestead and providing for the payment of the cost thereof, in the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 697. Report of the Committee on Public Safety for March 29, 1978, transmitting one Resolution and one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 579. A Resolution entitled, "Resolution providing for an Agreement with the County of Allegheny for the assignment of City Police to the County in connection with the County's Priority Crimes Investigative Unit and for the payment by the County to the City for the cost thereof."

Which was read.

Also,

Bill No. 652. An Ordinance entitled, "An Ordinance further amending Ordinance No. 210, approved May 11, 1966, as amended, by prohibiting the operation of self-service gas stations."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Stone:**

Mr. President, regarding Bill No. 652, at the expense of being repetitive, I think I have to say it again, because it is totally being misunderstood, and let me just say it clearly and hope that this time it will get through.

With regard to this particular bill, we are not, and I say again, we are not denying a hearing. The oil and gas companies will get a hearing on this matter. I repeat again, that a few years back this was heard by City Council, City Council at that time had indicated its disfavor with self-service gas stations as presented. In spite of that, what I thought was a recognition of that

fact then, the oil and gas companies began filing permits. Last October or November our Assistant City Solicitor, Mr. Pellegrini began to write the codification of the new Pittsburgh Zoning Code. Because we hadn't passed on the whole code, it was not passed. As we have had some problems with it up until now, and under the present ordinance, what has happened is, the gas companies can, and have been, filing for permits. We have asked, and have not received, and each time you talk to one of the gas company representatives or their legal representative, they indicate that they do not speak for the other, and therefore cannot guarantee that there will be a moratorium on self-service gas station requests for permits until this ordinance is passed.

Therefore, with regard to the ordinance today, it is being passed in order to restore the status-quo, in short, there will be no self-serving gas stations until there is a public hearing. At that time if there is any meritorious or just claim for amendment or change, we will consider it at that time.

I might add that considerationss are first of all, safety, jobs, and convenience, but first and foremost in priority level is that matter of safety to the neighborhood property and users of the gas stations. But again, it is not a denial of a hearing.

**The Chair:**

Is there any further discussion on the bills?

And on the question, Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | | |
|---|---|---|
| Mr. Bulls | | Mrs. Masloff |
| Mr. Coyne | | Mr. Robinson |
| Mr. Givens | | Mr. Stone |
| Mr. Lally | | Mr. DePasquale (Pres't) |
| Ayes | 8 | Noes none |

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 698. Report of the Committee on Lands and Buildings for March 29, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 556. Resolution authorizing the sale of property in the 25th Ward being a 3 story brick house and beauty salon on 614 Jacksonia Street, Block 23-J, Lot 42, to Charles C. Arensberg and John G. Craig, Jr., Tenants in Common, for the sum of $600.00.

Which was read.

Also,

Bill No. 557. Resolution authorizing the sale of property in the 25th Ward on 611 Jacksonia Street designated as Block 23-J, Lot 125, to Charles C. Arensberg and John G. Craig, Jr., Tenants in Common, for the sum of $1,600.00.

Which was read.

Also,

Bill No. 592. Resolution repealing Resolution No. 91, approved March 24, 1975, which authorized the sale of property in the 3rd Ward on Roberts Street to United Skillcraft, Inc., for the sum of $2,350.00. This company has been placed into Receivorship by Common Pleas Court. Hand money of $200.00 to be forfeited

Which was read.

Also,

Bill No. 593. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Wylie Avenue designated as Block 10-P, Lot 18, to Harry Williams and Claudette Williams, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 594. Resolution authorizing the sale of property in the 10th Ward, being an irregular lot on the rear of Mossfield Street between Columbo and Nesbit Streets, Block 50-B, Lot 160, to John A. Turner and Jovani M. Turner, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 595. Resolution authorizing the sale of property in the 13th Ward being a vacant lot in the rear of Blackadore Street, Block 174-M, Lot 38, to Richard Wright for the sum of $1,200.00.

Which was read.

Also,

Bill No. 596. Resolution authorizing the sale of property in the 17th Ward on South 12th Street between Freyberg and Bradish Streets, Block 3-M, Lot 371 to Bernard J. Warner and Mary Warner, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 597. Resolution authorizing the sale of property in the 19th Ward on Griffin Street designated as Block 15-B, Lot 87, to Andrew J. and Heather E. Karaman, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 598. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Orator Street, designated as Block 71-G, Lots 11 and 12 to G. Alvin Bailey, for the sum of $300.00.

Which was read.

Also,

Bill No. 599. Resolution authorizing the sale of property in the 25th Ward on N. Charles Street having thereon a 1 story C. B. garage in the rear of lot, to John W. Benhart, designated as Block 45-R, Lot 108, for the sum of $1,700.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Coyne presented**

Bill No. 699. WHEREAS, President Carter and the Democratic members of

Congress have publicly committed themselves to re-order Federal spending priorities away from wasteful military programs and toward domestic programs meeting human needs; and

WHEREAS, the security of our nation, our city, and our neighborhoods is directly threatened, daily, by neglected human needs; and

WHEREAS, Pittsburgh does not have the financial resources, by itself, to resolve a number of urgent social economic, educational, medical, legal and environmental problems; and

WHEREAS, Congress will introduce a Transfer Amendment for Fiscal Year 1979 Federal Budget;

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh calls upon Congress to redress the imbalance between domestic expenditures and the Pentagon by supporting the transfer of funds from unwarranted military spending to human needs programs through the Congressional budget process.

Which was read.

Mr. Coyne moved for adoption.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Givens:

I would like to enlighten Council, if I might, Mr. President, on some of the aspects of this particular resolution, although, I have to agree with the intent of what the people and the introducer of the resolution is trying to say. But the effects of this in the House of Congress and the Senate, I think, is something we should have a serious concern about.

For example, it all stemmed primarily from Senator Edward M. Kennedy's speech which was released February 13, 1977. Wherein, for each One Billion Dollars of the Military Budget from 1977 indicates a loss of 970 some jobs. They are saying that if the present military budget goes in as appropriated, $117 Billion, that we are going to lose 1,357,-000 positions. If you look at the model Transfer Amendment that was just introduced, saying that they want some $12 Billion from defense to go over to increasing programs for meeting human needs. I for one had been on both sides of the issue, one as a military person, very closely related to military and military spending, and also involved with some of the men in this room in war . . . and we know what that means. On the other side, I know that our cities are distressed and need financial help and aid. But in trying to balance the two of them, there is an overbearing decision of security of this country that we have to keep in mind in passing such a resolution. If I could bring out these certain things . . . Senator Kennedy in his report came from one particular group . . . a study was done by Mary Ann Anderson of the Public Interest Research Group in Michigan, Lansing, Michigan . . . stating that there be so many jobs lost for every billion dollars in defense. I in turn researched this one particular point a little further and found out that the Federal Government has also done a similar study which predicated upon the inputs from Senator Kennedy, where the defense is spending 2.36 for any particular type of job, this per billion dollars, that the welfare in urban renewal programs was so indicated and so badly needed in this country and the City of Pittsburgh will only generate 2.37 jobs. So there is a tremendous contradiction on what this one particular company from Lansing, Michigan is saying and what our own Federal Government is trying to tell us. Again, we must keep in mind the total security of our country . . . and this is foremost. I think these resolutions have merit at the grass root level. They should be brought into the Council of the City of Pittsburgh, and we should deliberate on them, but before doing so, we should know all the facts in mind.

I'll just point to a couple of newspaper editorials which were just released,

one indicates that armies seeking quality over quantity, that means more personnel. Fifty-five percent of the total military budget right now is in personnel . . . and they are asking us to conserve on this budget, and they are asking for a one billion dollar reduction. We went to the all volunteer force, this is costing money . . . the military, and the Department of Defense have to compete with industry today. This is one of our biggest cost factors. As a result, with out total spending budget today . . . and this is one hell of a scary issue, when I have reviewed it, from my particular standpoint of past experience and right now, that we are pre-Pearl Harbor. Our total military budget, even though it is $117 Billion Dollars, when you equate it out to what percentage that same budget ran back in 1941, that $117 Billion is still a pre-Pearl Harbor budget, and you know what the situation this country was in during pre-Pearl Harbor.

Another thing which was released from the newspapers during the past week, indicated that U. S. Sub Fleet in a Crash Dive as Pentagon Faces Missile Gap. Again, with the nation's polaris nuclear submarine fleet nearing retirement, and the replacement of the huge Trident years away, Pentagon strategists and politicians are searching for a bridge to span the widening gap between the U. S. and Soviet undersea missiles. To give you a quick run down, on just submarines alone on this one particular point, in 1963, the U. S. had 224 missile bearing submarines . . . the Russians had 107. in 1967 we had 656, the Russians again, only had 107.

**The Chair:**

Mr. Givens, if I may, I think you are pretty aware that all of Council was aware of the very facts that you have there before they voted. You may emphasize his a little stronger than some of us, but at the same time I think we get the point, I think you have made your point, and you could go on and on and I don't think it would make any more impression than it has made so far. I think what you are saying now . . . but as I say, you have brought the point home, you emphasized it, and we certainly appreciate it.

**Mr. Givens:**

Mr. President. I would like to summarize . . . between 1967 and 1977, for example, the Russian fleet went from 107 missile carrying submarines to 909, and we remain, from 1967 to 1977, at that 656 count. The missile and the silo is the same thing . . . we have 1,054 right now, they have 1,477, and in the airplane category we are a little bit better off, we have just done away with our B-1 bomber, and they are backing their backfire bomber. To give you some other terms, we are spending from our Gross National Product about 6.1% in 1973, and in 1977 it was 6%. On the other hand, the Russians are spending anywhere from 13% to 14% of the Gross National Product. To give you an example, in Israel today, on their Gross National Product, they are spending 35.3%, Egyptians are spending 37%. On manpower today, the USSR is at $3.675 Million, we are at $2.088 Million and descending. All these facts as I indicated, are serious to our total national defense. When we pass a resolution of this magnitude it is going to go to our Congressmen, and our Senators, and it is going to say that we here in this Council, are saying in effect, we want these particular programs . . . but we want them at the expense of our total national security. I feel that is very unacceptable when you review in depth, as I have in this past debate on the issue. I think I will stop right there Mr. President, I only asked for one minute, but there is serious impact on this resolution, and I wanted to bring that to the attention of Council.

**The Chair:**

Thank you Mr. Givens, we realize that your intentions are very sincere. I am a little lost myself to remember the previous resolution . . . perhaps Mr. Robinson you might read it again.

**Mr. Givens:**

Mr. President, some of the members of Council were not there at the meet-

ing, and I don't know if they had the opportunity to review this very serious and significant thing that we are doing right here today, and I would ask if I could get a second on the motion. If not, just leave it be.

**The Chair:**

What motion, Mr. Givens?

**Mr. Givens:**

That the members consider this resolution again.

**The Chair:**

You want the first vote to be stricken, you are asking for another vote?

**Mr. Givens:**

Yes, Mr. President.

**The Chair:**

It is your prerogative to ask the sponsor of the resolution to withdraw his endorsement and second, and we will go from there.

I believe Mr. Coyne made the motion. Do you care to withdraw your motion Mr. Coyne?

**Mr. Coyne:**

No Mr. President.

**The Chair:**

Therefore, the resolution stands. We cannot have another vote unless the motion and the vote are withdrawn.

**Mr. Givens:**

Mr. President, I have asked for a debate on it.

**The Chair:**

Mr. Givens, by Roberts Rules of Parliamentary Law, we cannot strike out a vote because someone decides later that they are opposed to it. If I missed your hand before the vote, I am very sorry, but there is nothing that can be done about it now.

**Mr. Givens:**

I would like to state my particular viewpoint, as being against the resolution.

**The Chair:**

Mr. Perry, let the record show Mr. Givens voting no on this bill.

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Masloff | (Pres't) |

Ayes 7 Noes one
(Mr. Givens voting no)

**Mr. Robinson** presented

Bill No. 700. WHEREAS, the month of April 1978 marks the Tenth Anniversary of the passage of the 1968 Civil Rights Act by the Congress of the United States of America and President Lyndon B. Johnson; and

WHEREAS, Title VIII of this Act has come to be known as the National Fair Housing Law; and

WHEREAS, the City of Pittsburgh has a strong and effective Fair Housing Code; and

WHEREAS, the City of Pittsburgh recognizes its obligation to promote fair, decent, and adequate housing for its residents; and

WHEREAS, the City of Pittsburgh has embarked upon an ambitious and praiseworthy Housing Program, and the establishment of a Housing Department; and

WHEREAS, this Council and the Mayor will be working towards the goals of Fair Housing during the year 1978,

NOW, THEREFORE,
be able to mesh together the differences and the Mayor recognize and designate April as Fair Housing Month in the City of Pittsburgh.

Which was read.

Mr. Robinson moved for adoption.

Mr. Lally seconded the motion.

Which motion prevailed.

**The Chair:**

And now, this gives us an opportunity to get even with Mr. Perry and Mr. McCray for all they have been doing to us over the past year.

**Mr. Lally:**

Mr. Chairman, I am glad that you said that, because this is our chance today.

I would like to place in nomination, the name of Michael A. Perry as City Clerk.

**Mr. Stone:**

I move to hold for two weeks until we find out who that gentleman is.

**Mr. Lally:**

And also, William F. McCray as Assistant City Clerk.

**Mr. Stone:**

I move that we hold that one for two weeks.

**The Chair:**

We know Mr. Stone is joking, and will he withdraw those statements.

**Mr. Stone:**

I do, and I second the motion.

**Mr. Lally:**

Remember all of your promises now, Mike.

**The Chair:**

There is a second on the motions to approve Mr. Perry as City Clerk, and Mr. McCray as Assistant City Clerk for the next three years. Three years, you'll be an old man by that time.

I believe this is a roll call vote. May we have a roll call vote on the confirmation of Mr. Perry and Mr. McCray.

**Mr. Stone:**

Mr. President, before we begin, if I may. I think that this is, as Mr. Lally has indicated, when we have a body of nine people, and we work through a resolution as we have in these past years, it takes somewhat of a bit of talent to be able to mesh together the difference that generally exist in a body of independent thinkers, as we have had. I would like to say that much credit goes to our City Clerk and Assistant City Clerk who have been able to keep the business at hand, not only for City Council, but for the City of Pittsburgh, I think that in this vote, I would like to add to it, that we are indicating our debt of appreciation for good services in the past, and hopefully a continuation of that good service.

And the roll being called, the ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And the vote of Council being unanimous, Michael A. Perry was elected as City Clerk and William F. McCray was elected as Assistant City Clerk for the ensuing term.

The oaths of office were duly administered to Michael A. Perry, City Clerk, and William F. McCray, Assistant City Clerk, by Eugene P. DePasquale, President of Council.

Mr. Lally:

Speech.

Mr. Perry:

I would like to say, all those promises I made, forget about them. No, I would like to take this opportunity to thank each and every one of you for re-electing me to serve again as City Clerk. Thank you.

Mr. Lally:

Very nice.

Mr. McCray:

I likewise, want to thank each and every one of you for having the confidence and voting for me for the next three years as Assistant City Clerk. Thank you.

Mr. Stone moved to approve the minutes of Monday, March 13, 1978.

Mr. Lally seconded the motion.

And on motion of Mr. Lally

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. CXII** **Monday, April 10, 1978** **No. 15**



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, Pa.

Monday, April 10, 1978

PRESENT:

| | |
|---|---|
| **Mr. Bulls** | **Mrs. Masloff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale President** |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivilisible, with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 701. Resolution repealing Ordinance No. 287, approved July 1, 1970 entitled "Providing for a contract or contracts for the construction of a public sanitary sewer on Paxico Avenue via a 15 foot easement across private properties between Paxico Avenue and Verona Boulevard, 12th Ward, including all other work necessary in connection with the drainage served by this sewer and providing for the payment of the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 702. Communication from James N. Walker, Director of Environmental Services, requesting permission for Joseph Matthews, Foreman, Department of Environmental Services to attend State Weatherization Training Seminar, Altoona, PA, April 11-13, 1978, at a cost not to exceed $150.00, payable from WHIP Special Trust Account, Department of Environmental Services.

Which were read and referred to the Committee on Public Works.

Mr. Givens presented

No. 703. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 11 by changing from "M3" Light Industrial District and "M4" Heavy Industrial District to "R2" Two-Family Residence District and "C3" Commercial District certain property located in the Lawrenceville community, 9th Ward.

Also

No. 704. Resolution amending Resolution No. 1267 of 1977, entitled "Providing for the filing of an Application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Program so as to reallocate funds for various departments and reduce and delete certain projects.

Also

No. 705. Resolution providing for the acquisition from Gerald Peckish and Mercedes Peckish, his wife, for public space improvements, of three hundred sixty (360) square feet of certain property at 1720-22 E. Carson Street in the Seventeenth Ward of the City of Pittsburgh.

Also

No. 706. Resolution providing for the acquisition from Marie C. Bacheris, a widow, for public space improvements, of an easement over certain property at 1206 East Carson Street in the Seventeenth Ward of the City of Pittsburgh.

Also

No. 707. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire property owned by Herr's Island Packing Company, in the 24th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 48-K, Lot No. 200.

Also

No. 708. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh nad Ernest Harper and Geraldine M. Harper for the sale of Block 26-P Lot 120 in the Fifth Ward of the City of Pittsburgh.

Also

No. 709. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Frances L. Truly for the sale of Parcel 82 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 710. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and David M. Fuqua and Elena Fuqua for the sale of Parcel 84 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 711. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Rocco P. Magrino II for the sale of Block 5C Lot 137 in the Nineteenth Ward of the City of Pittsburgh.

Also

No. 712. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Sheraden Bank for the sale of Block 42R Lot 160 in the Twentieth Ward of the City of Pittsburgh.

Also

No. 713. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nicholas S. Vacca for the sale of Block 63-C, Lots 173 and 175 in the Twentieth Ward of the City of Pittsburgh.

Also

No. 714. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Mark Robert Mistick for the sale of Parcel 144 in

the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 715. Resolution providing for the issuance of a warrant in favor of R. C. Firshing Associates, in the amount of $870.00, in payment for a survey and preparation of specifications furnished for the benefit of the City in connection with the City County Building Weatherization and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 716. Resolution amending Resolution No. 266, effective March 27, 1978, entitled: "Providing for the filing of an application by the City of Pittsburgh with the Economic Development Administration, U. S. Department of Commerce, for a grant in connection with the City County Building Weatherization Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the City County Building Weatherization Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit, and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account" by changing the title; deleting Section 9 and revising Section 10.

Also

No. 717. Resolution authorizing the sale of property in the 3rd Ward being a 3 story brick house on 245 Dinwiddie Street designated as Block 11-E, Lot 274, to Georgia Debardelaben, for the sum of $750.00.

Also

No. 718. Resolution authorizing the sale of property in the 5th Ward being vacant lots in the rear of Camp Street designated as Block 27-B, Lots 14 and 15, to Jimmy Stallworth, for the sum of $750.00.

Also

No. 719. Resolution authorizing the sale of property in the 6th Ward being a vacant lot in the rear of Butler Street, Block 48-S, Lot 227, to Matthew A. Arena for the sum of $1,200.00.

Also

No. 720. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on the rear of Continental Street designated as Block 125-F, Lot 327, to The Lincoln Avenue Church of God, for the sum of $900.00.

Also

No. 721. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Mohler Street designated as Block 174-M, Lot 210 to John W. and Isabelle D. Sloan, his wife, for the sum of $200.00.

Also

No. 722. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Monastery Way between St. Martin and 18th Street, Block 14-D, Lot 203, to William S. Momchilovich and Patricia Ann Momchilovich, his wife, for the sum of $200.00.

Also

No. 723. Resolution authorizing the sale of property in the 20th Ward being 7 vacant lots on Rue Grande Vue Avenue Block 20-H, Pt. Lot 23 to Richard R. Carr for the sum of $2,800.00.

Also

No. 724. Resolution authorizing the sale of property in the 22nd Ward being a vacant lot on Veto Street Block 23-K, Lot 283-A, to M. Robert Fenton for the sum of $150.00.

Also

No. 725. Resolution authorizing the sale of property in the 31st Ward on Greencove Street near Maplewood Street designated as Block 134-D, Lot 202, to Ira M. Connolly and Jeanne F. Connolly, his wife, for the sum of $375.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 726. Resolution proclaiming and declaring the Intersection of Forbes and Murray as "Israel Plaza" during the Salute to Israel's 30th Anniversary May 7-14, 1978.

Which was read and referred to the Committee on Public Works.

Also

No. 727. Communication from Howard R. Hays, Director of Pittsburgh Zoo, submitting the 1977 Annual Report of the Pittsburgh Zoo.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 728. Resolution providing for the issuance of a warrant amounting to $29,-429.00 in favor of Foss Motors, Inc. in payment for the purchase of pick-up trucks currently on rental and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 729. Resolution providing for the letting of a contract for the furnishing and delivery of Fire Hose, Coupled, for the Department of Fire and for the payment thereof.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 730. Resolution providing for the issuance of a warrant to Port Authority of Allegheny County in the amount of $2,713.50 in full settlement of claim for property damage, and providing for the payment thereof.

Also

No. 731. Resolution authorizing issuance of a warrant in favor of Duquesne Light Company in the sum of $572.57 in settlement of claim for damage and providing for payment thereof.

Also

No. 732. Resolution authorizing issueance of a warrant in favor of Vincent Giangerlo in the sum of $717.50 in settlement of claim for damage and providing for payment thereof.

Also

No. 733. Resolution authorizing issuance of a warrant in favor of Vico Insurance Group and Nadine Greenlee in the sum of $688.34 in settlement of claim for damage and providing for payment thereof.

Also

No. 734. Resolution authorizing issuance of a warrant in favor of St. Paul Insurance Companies and Jacob McCorkle in the sum of $746.47 in settlement of claim for damage and providing for payment thereof.

Also

No. 735. Resolution authorizing issuance of a warrant in favor of George and Helen Fonas in the sum of $995.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 736. Resolution providing for the issuance of a warrant to Edward R. Sutton and Donna Sutton, his wife in the amount of $37,500.00 in full settlement of claim for personal injury and providing for the payment thereof.

Also

No. 737. Resolution providing for the issuance of a warrant to James S. Lawson in the amount of $2,000.00 in full settlement of claim for personal injury and providing for the payment thereof.

Also

No. 738. Resolution authorizing the City Controller periodically to issue warrants out of Federal Trust Fund Code Accounts CETA, CETA-T. 2 and CETA-T. 6 to reimburse the United States Department of Labor for any refunds of costs made to the City of Pittsburgh by CETA contracted agencies.

Also

No. 739. Communication from Mead J. Mulvihill, City Solicitor, first Quarterly Report of 1978, summarizing settlements of claims not exceeding $500.00.

Also

No. 740. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission requesting permission for two staff members of the Department of Personnel and Civil Service Commission, Bureau of Grant Administration, and two CETA Auditors in the Treasurer's Office to attend U. S. Department of Labor CETA Audit Seminar, Philadelphia, PA, May 11-12, 1978, at a cost not to exceed $850.00, payable from CETA Trust Fund, Federal Funds.

Also

No. 741. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission requesting permission for two staff members of the Department of Personnel and Civil Service Commission, Bureau of Grant Administration to attend Mid-Atlantic Manpower Professional Association Conference regarding CETA Re-Enactment, Washington, D.C., April 12-14, 1978, at a cost not to exceed $500.00 payable from CETA Trust Fund, Federal Funds.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 742. Petition from residents of East Carnegie requesting a public hearing with the members of City Council regarding fire, police and ambulance protection of their area.

Which was read and referred to the Committee on Public Safety.

UNFINISHED BUSINESS

Mr. Givens:

Mr. President, I would like to ask the City Clerk to direct a letter to the Pennsylvania Board of Elections asking if, in fact, the County Commissioners of Allegheny County have the right and authority to deny the City of Pittsburgh to put a referendum on the May 16th ballot or any other ballot within the City. I would also request the City Clerk to direct a letter to the Pennsylvania Legislators on the Sub-Committee on the Home Rule Charter, and to review the constitutionality of the Home Rule Charter for putting any type of referendum on any ballot, and to have the County Election Board deny that referendum for any cause. If we can get an expeditious read out on that either verbally or in writing, I would appreciate it.

I am challenging the Allegheny County Commissioners in acting this morn-

ing with the two to one vote as they did. It was noted that only one of those Commissioners who had voted yes on it lived in the City of Pittsburgh. The other two Commissioners who voted on it did not live, in fact, within the City but lived in nice suburban areas and are not confronted with the problem that this City is.

**The Chair:**

Mr. Givens, your comments are well noted, with the exception that I cannot make strong enough my feelings about the City Home Rule Charter. I don't know what purpose it serves. It seems that every time we try to enforce it we are told that there are different rules and regulations for the State or Federal Government which supercede the Charter and our intentions. I can only add that it is not fit for wallpaper, and it is a little to starchy to use in the bathroom. So, in other words, the Home Rule Charter, as far as I'm concerned, is useless.

REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 743. Report of the Committee on Finance for April 5, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 588. A Resolution entitled, "Resolution authorizing the transfer of $69,000 from Code Account CDMNP and $32,500 from Code Account CDLB to Code Account CDURA in the total amount of $101,500."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 634. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Trumbull Corporation, P. O. Box 10896, Pittsburgh, PA 15236, in the amount of $500.00, in payment for the relocation and resetting of two outside water meters furnished for the benefit of the City in connection with the rehabilitation of Herron Avenue, City Controller's Contract No. 22726 and providing for the payment thereof."

Which was read.

Also,

Bill No. 649. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate Warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 106772 |
| Dated | January 31, 1978 |
| Amount | $60.09 |
| Payee | Mellon Bank, N.A. Data Center Division |

Which was read.

Is there any discussion on the bills,

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 674. A Resolution entitled, "Resolution transferring the sum of $15,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1 — Premium Pay, Department of Lands and Buildings."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 744. Report of the Committee on Planning, Housing and Development for April 5, 1978 transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 645. A Resolution entitled, "Resolution providing for an Agreement with the Housing Authority of the City of Pittsburgh to Employ a Housing Inspector to seek and locate suitable housing units which comply with requirements of Section 8, enabling the City of Pittsburgh to meet its existing Section 8 Housing Assistance Plan Goals, at a cost not to exceed $15,792.34 from 1978 CD Block Grant Funds."

Which was read.

Also,

Bill No. 646. A Resolution entitled, "Resolution authorizing execution of License Agreement with the Urban Redevelopment Authority of Pittsburgh whereby the City of Pittsburgh will have the use of Parcels 1B and 13 in the Allegheny Center Project, 22nd Ward, for Farmer's Market and Flea Market purposes April 1, 1978 through October 1, 1978."

Which was read.

The Chair:

Is there any discussion on the bills,

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Bulls presented

No. 745. Report of the Committee on Water for April 5, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 635. A Resolution entitled, "Resolution providing for a contract or contracts for the replacement of 4" water lines supplying fire hydrants and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePassquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 746. Report of the Committee on Lands and Buildings for April 5, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 648. A Resolution entitled, "Resolution granting a License to Duquesne Light Company for the installation of one (1) pole and three (3) anchors on City property, 31st Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

**The Chair:**

I am taking the prerogative of the

Chair to initiate any discussion on the Conference with the Mayor this morning with regard to bridges, the Mayor, I believe, made the statement that he would close any bridge that he feels needs closed to protect the public safety. I would like some sort of Resolution to go on record with City Council that the Mayor do just that in regards to any bridge that shows any sign of deteriorating to the point that it could possibly collapse. With even the remotest possibility being there, I say that we should close each and every bridge, whether it be the Bloomfield Bridge or what have you. I realize this is going to cause quite an imposition on the public, especially the driving public, but at the same time, I think if we avoid a bridge collapsing and hundreds of casualties and maybe even deaths, it is certainly to our benefit and the public's benefit. It is going to be quite an inconvenience, maybe people should take public transportation a little more, or maybe they should start walking like we used to do in the old days, I don't know.

But at the same time, I think we ought to go on record urging the Mayor to close each and every bridge in this City until the time that it is completely repaired, or it is demolished and replaced, if it shows any sign of deteriorating I repeat, to the point where the bridge could possibly collapse or fall down.

**Mr. Lally:**

Are you making this a motion?

**The Chair:**

I would like to make it in the form of a Resolution to be carried over to the Mayor's office, hopefully to be carried out.

**Mr. Lally:**

So moved Mr. President.

**Mr. Coyne:**

Mr. President, what is the Resolution?

**The Chair:**

Bill, that any bridge that shows any signs of deteriorating to the point that it could possibly collapse, that the bridge be closed indefinitely until that bridge is repaired and brought up to the proper standards or torn down and replaced.

**Mr. Coyne:**

I think that the Administration is undertaking that kind of an inspection program now.

**The Chair:**

We are being told that Bill, but at the same time, I think we can make it a little stronger from Council that they will do it. I don't doubt that they will, but I would just like to make sure that Council is on record.

Mr. Givens seconded the motion.

Which motion prevailed.

**Mr. Stone:**

Mr. President, what I understand is that you are saying that you are endorsing a program for safety reasons, the closing of any bridge.

Also, if I may, since we eluded to this bridge problem, I have been working with Southwest Regional Planning Commission, where I have been Vice-Chairman of their Commission and Chairman of the Transportation Planning Committee for the six counties in which this matter of the bridge problem has been on for the last five years. I would be remiss if I didn't call it to everybody's attention here, and hopefully, the Press will pick a portion of this up. That is the matter that with the Chamber of Commerce of Greater Pittsburgh, plus labor, plus management, plus governmental officials. There was a request at one time that initiated by asking for five cents extra raise on the gasoline tax. That was changed to permit the General Assembly of the Commonwealth of Penn-

sylvania to raise what that would bring, namely, $200-$250 Million so that we could qualify to match the federal funds which were available and the total of those two, the matching, would be $800 Million.

I had the opportunity to lead a delegation to Harrisburg about a month ago. We talked to the legislative body there covering this matter. I am somewhat appalled at how things are turning recently. Even our gubernatorial candidates seem to be saying that nothing should be done until after, obviously, there are some change of Administration, and therein lies the pitfall of all the arguments. The thrust in which we went there was kind of three or four pronged along these lines. First of all, we had to raise our ten percent or twenty percent or twenty-five percent, depending on the match. We likewise had to tell the people what we were going to do with the monies that were collected. In order to accomplish that there was a request that all funds be impressed with a trust and would not go into PennDot's coffers, again, it would not go into PennDot's coffers, but rather it would go into what we would call contract labor, sub-contracted out to do those things that were essential. There is, and I am very clearly pointing out, there is a difference between PennDot's present problems and our present needs, which are in bridges and/or bridges and highways. At the rate we are going right now, and it is being misunderstood, regettably we are going to lose money because come October, if we don't raise the $200 to $250 Million, the State of Pennsylvania will lose matching . . . if they don't match the first portion of it, we will lose $80 Million by October, November and December of this year. If we don't raise the $200 Million Dollars we then will lose $600 Million which the Federal Government already has. If we don't raise the monies according to the timetable, we are going to lose anywhere from 75% to 80% to 90% Federal dollars. The regettable thing about it is we will not wipe out the 100% need. Someday in the future, if we lose it, we are going to have to come up with 100%.

I may be having to come into this Council with a Resolution trying to clear that issue up. But I think that it is wrong for people to try to look for a scapegoat. I am not trying to defend PennDot, I think that no matter what we could do at this present time, we couldn't rehabilitate their image in time for the present need which is October. But there is a need for matching funds, and the fact that it is impressed with a trust, the fact that it is going to be contract work, it would not go to PennDot. I think that needs very clearly enumerated. I think this issue of bridges is one that many people need to put their heads down in shame, I am hard-put to understand how, as we look at our financial budget and how we spent our monies, we did not spend any monies for bridges in the last five years. Even though in each of those budgets we had $125,000 and we didn't even spend one nickel of it. How you can just say, well we shouldn't look back on it, it just didn't happen. That is ridiculous, a bridge doesn't just fall apart overnight, its been falling apart for five years and more. Somewhere along the line people who couldn't handle it on our local front want to try to do it on the State front, and I don't see how they can do it. If they couldn't do it locally, they are obviously showing their ineptness to do it on the State level. We might look at our gubernatorial candidates in 1978 for '79 as to whether they are qualified to really lead this Commonwealth.

**The Chair:**

Thank you Mr. Stone, your comments are well noted.

One final thing, over at the Stadium this past weekend, this usually happens around the start of the season when there are large crowds . . . there were several muggings again, and I understand that one of the muggers was thrown up against the wall by one of the fathers of one of the boys who was mugged, and I think he broke his arm. Naturally, he didn't go to the police because he was lucky to get away without any further damage to himself. The kid could have been hurt rather seriously, but still he was wrong, and the parent took it into his own hands. Part of this

has to do with the fact that we have no police protection whatsoever at Three Rivers Stadium. For some reason or other there was quite a bit of protection at Forbes Field, and when we moved over to the new Stadium, when I say we, I mean the Pirates, the Steelers, what have you . . . it just seems that somebody deemed that there were no city police needed there. We had one on duty, and the poor fellow has all he can to to walk all over that Stadium. If any trouble breaks out, I don't see what one individual is going to do. I have pleaded with them until I'm blue in the face, and other people have from down there. Nobody seems to realize the seriousness of it, and it starts with the Stadium Authority on down. Part of the reason was the Stadium Authority . . . I say this with all due respect to Mr. Lally, who is probably the only member who ever served on the Stadium Authority that knew anything about a Stadium, or ever was connected with the Stadium. The rest of them know as much about Stadiums as I know about orbiting to the moon. We just can't seem to get through to anybody down there, and haven't been able to as to the seriousness of the situation. It could be anybody's child in this room, it could be the child of anyone in the City of Pittsburgh, or Allegheny County, or whoever comes to that Stadium. One of these days, someone is going to get hurt, and get hurt real bad, possibly even lose their life, but we just cannot seem to get that police protection. Again, I will implore the Mayor and the City Administration to give us some police down there to protect the public. After all, who is paying to see those games, baseball or football, it is our own citizens and our own taxpayers in the City of Pittsburgh and Allegheny County. They deserve a little more protection for the money they are paying out. The City is now paying something like a million dollars towards the bond of the Stadium, and if we are paying that kind of money, I think we can spend a little more to protect our people who are attending those ballgames, especially their children who are getting mugged time and again in the washrooms, and in the nearby vicinity. This even goes on after the games, as they go by their cars, boom, somebody grabs them. In broad daylight, they grabbed a woman on Opening Day, they grabbed her purse and took off. There is just no protection whatsoever down there. I just thought I would say it for the record and maybe somehow, someway we can wrangle some police out of Mr. Coll if he isn't too busy up in the Hill District closing bars and chasing number writers.

**Mr. Givens:**

Mr. President, I would like to make one other observation, at the ballgame itself, for some reason, River Road was not opened after those 39,000 people exited the Three Rivers Stadium, and I don't know what the explanation was for that.

**The Chair:**

Dick, Jim is probably aware of this, they knew seven or eight years before the Stadium was completed that they were going to have a problem unless they got more roads in and out. It hasn't been alleviated one bit. Last year, I believe, I guess while he was still the Mayor, everyone went down there and promised that they were going to do this and that, and I can remember Director Ruff saying that he was going to come up with some sort of emergency measures, and I thought he was sincere, and I thought that they had done something along those lines. I now find out that they haven't done too much, especially with the roads that you are talking about, Dick, I was under the impression that it was open, and I understand now, that it isn't open after the game as it had been before. So we are right back where we started when the Stadium first opened. I don't know why they won't open that road, there is some talk that the traffic from the Seventh Street bridge now becomes much greater than it was before, so therefore, they are alleviating one spot and they are making it worse in the other. But something has to be done, either one way traffic when the game is over on the bridges for about forty-five minutes, that is away from the Stadium, and then resuming the two way traffic after about a forty-five minute period. In fact, Milo Hamilton the announcer has gone so far as to say that on the air. I think that I have

to agree with Milo, that could probably be a benefit . . . it wouldn't hurt. Something has to be done, the traffic, if you get over 15,000 down there is horrendous. And if you get caught in one of those traffic jams like people did on Opening Day, and the thing on their minds is that every time they go down there they are going to get in a traffic jam, and this hurts attendance. And naturally hurts our revenue of the City . . . although we realize that 75% of the times we don't have that traffic situation, because we don't always have 40,000 to 50,000 such as the Steelers draw. So, really it is not that much of a problem with the exception of a large crowd. But if people do have that in mind, they get caught in that crowd once, and they are not going to come back again.

For instance, Saturday and Sunday, the crowds were under 10,000, there was no problem whatsoever. But try to tell that guy who got caught there on Opening Day, he just isn't about to come back anymore. I understand that it took something like an hour and fifteen minutes to get from the Stadium to Robinson Street on Opening Day. That is absolutely incredible, but that is a fact. Nobody seems to know the answers, everybody talks about it, like the weather, but nobody does anything about the traffic situation at the Three Rivers Stadium.

**Mr. Givens:**

I believe Councilman Coyne had an explanation as to why River Road was not opened.

**Mr. Coyne:**

The Seventh Avenue Bridge is closed. But I don't know that that has anything to do with River Road.

**The Chair:**

The Seventh or the Ninth, Bill?

**Mr. Coyne:**

The Seventh.

**Mr. Givens:**

Could be construction on the bridge, could be fallen objects or something like that.

**The Chair:**

That could be the answer.

**Mr. Lally:**

Didn't they just explain that it was an oversight that they forgot to take the barricades down?

**The Chair:**

I don't think, it wouldn't serve much purpose to open it, where would they go?

**Mr. Coyne:**

I don't think that is the reason why River Road was closed, but the Seventh Avenue Bridge is closed.

**The Chair:**

Why don't we have Director Ruff in on Wednesday.

**Mr. Coyne:**

Yes, he will be up here.

**Mr. Lally:**

Well, then you'd better have Superintendent Coll with him.

**Mr. Perry:**

He will be here on the 911 Emergency Number.

**Mr. Givens** moved to approve the minutes of Monday, March 20, 1978.

**Mr. Lally** seconded the motion.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, April 17, 1978 No. 16



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, April 17, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale Pres't |

ABSENT:

| | |
|---|---|
| Mr. Lally | Mr. Robinson |

The meeting was opened by the recitation of the pledge of allegiance to the flag of the United States of America.

I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 747. Resolution providing for a contract or contracts, or use of existing contracts including the purchase of necessary materials, supplies and equipment for the construction of a new communication building on Crane Avenue, Department of Police Project, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Supplies.

Also

No. 748. Petition from residents of the 700 Block of State Way, 8th Ward, requesting State Way, from Lorigan Street to Liberty Avenue be made "One Way" also "Slow and Watch Children" signs be posted.

Which was read and referred to the Committee on Public Works.

Also

No. 749. Communication from John C. Miller, Director of Water, requesting permission for representative from Water Department to attend meeting on EPA Proposed Amendment to National Interim Primary Drinking Water Regulations, Washington, DC, April 20, 1978, at a cost not to exceed $115.00, payable from Code Account 1701, Miscellaneous Services, Administration Division, Department of Water.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 750. Resolution providing for the issuance of a warrant in favor of Meinhardt Mechanical Service Company, Incorporated, in the amount of One Thousand Four Hundred Fifty Five ($1,455.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the construction of Bureau of Refuse Office and Locker Facility; and providing for the payment thereof.

Also

No. 751. Resolution providing for the issuance of a warrant in favor of S. A. Dukes in the amount of Four Hundred Ninety ($490.00) Dollars in payment for installation of iron doors on the Bandstand in Market Square without previous authority of law and providing for the payment thereof.

Also

No. 752. Resolution transferring One Thousand ($1,000.00) Dollars from Code Account 1544-1, Chartiers Flood Protection Project to Special Trust Fund C. F. P. P. Chartiers Flood Protection Project/Operation and Maintenance, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 753. Resolution granting unto Mitchell's Bar and Grill, 304 Ross Street, the privilege and license to construct, maintain and use, at its own cost and expense, a metal stairway on a portion of the sidewalk on Third Avenue in the First Ward of the City of Pittsburgh.

Also

No. 754. Resolution taking, using, appropriating and condemning certain property of Norfolk and Western Railroad situate in the Twentieth Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, for a sanitary sewer line and other public purposes; and providing for the payment of the costs thereof.

Which were read and referred to the Committee on Public Works.

Mr. Givens presented

No. 755. Resolution authorizing the Mayor and the Director of the Department of Housing, on behalf of the City of Pittsburgh, to enter into a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the purpose of implementing Operation Paintbrush, at a cost not to exceed $150,000.00.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Also

No. 756. Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for authority to construct a four story extension to the existing Jewish Home for the Aged facility on property located in an "R2" Two-Family Residence District bounded by: Browns Hill Road; the "S" Special District northwest of Second Avenue and northeast of the Homestead High Level Bridge and the "M1" Limited Industrial District northeast of the Homestead High Level Bridge approach, 15th Ward.

Also

No. 757. Resolution approving a Conditional Use under Section 2801-1-A-(3) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for the expansion of the existing St. Michael's Cemetery on approximately 76,200 square feet of vacant land zoned "S" Special District and identified as Lots Numbered 204 and 208, Block 14-H in the Allegheny County Block and Lot System and Lot Numbered 12, Block 13-E in the aforesaid system having 88+ feet of frontage on St. Patrick Street and 285.65 feet of frontage on Gable Street, 17th Ward.

Also

No. 758. Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for authority to construct a two story building to be used as an Institutional Facility for Light of Life Rescue Mission on property zoned "R4" Multiple-Family Residence District and bounded by: East North Avenue; Boyle Street; McBrier Way and Loraine Street, 22nd Ward.

Also

No. 759. Resolution providing for a Cooperation Agreement with the Housing Authority of the City of Pittsburgh for the renovation of 930 Cresswell Street, St. Clair Village, PA-1-7 for use as a multi-service building and providing for the payment thereof.

Also

No. 760. Resolution providing for an Agreement or Agreements with the Western Pennsylvania Conservancy for the Neighborhood Lot Beautification Project in an amount not to exceed $40,000 chargeable to and payable from the 1978 Community Development Block Grant Program Trust Fund, Department of City Planning Neighborhood Lot Beautification Program CP-78-03.

Also

No. 761. Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Fund to enter into an Agreement or Agreements with the Urban League of Pittsburgh, Inc., for city-wide housing counseling and housing information services to the City in carrying out its Community Development Program, and providing for the payment of the cost thereof.

Also

No. 762. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Public Parking Authority of Pittsburgh for the sale of Parcel C-13a in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Also

No. 763. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Friendship Federal Savings and Loan Association of Pittsburgh for the sale of Parcel C-16 in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Also

No. 764. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Buford D. Oliver and Annie L. Oliver for the sale of Parcel 103 in the thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 765. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Herbert D. Sandidge and Hettie T. Sandidge for the sale of Parcel 37 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 766. Resolution approving the Conveyance of Part of Parcel 5a, Part of Parcel 7c, Part of Parcel 15 and Parcel 16 from the Urban Redevelopment Authority of Pittsburgh to the Chartiers Valley Flood Control Authority, said property being located in the Twenty-Eighth Ward of the City of Pittsburgh in Redevelopment Area No. 24.

Also

No. 767. Communication from Stephen Reichstein, Community Development Coordinator, requesting permission to attend National Community Development Association Meeting, Washington, D.C., May 17-18, 1978, at a cost not to exceed $290.00, payable from 1977 Community Development Block Grant Trust Fund, Program Administration.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mrs. Masloff for Mr. Lally presented

No. 768. Resolution authorizing the sale of property in the 3rd Ward, being 3 lots on Dinwiddie, and 1 lot on Kearney Way, designated as Block 11-A, Lot 176, to Harold and Susie Kelley, his wife, for the sum of $450.00.

Also

No. 769. Resolution authorizing the sale of property in the 5th Ward being vacant land on Melwood Street, designated as Block 26-G, Lots 162 and 163, to Daniel R. Pagath, for the sum of $400.00.

Also

No. 770. Resolution authorizing the sale of property in the 12th Ward being a lot on Orphan Street, designated as Block 124-F, Lot 229, to Joseph and Stephanie B. Marinello, his wife, for the sum of $200.00.

Also

No. 771. Resolution authorizing the sale of property in the 14th Ward, being 5 lots on Naylor Street, designated as Block 54-F, Lots 158, 159 to George E. Roble for the sum of $600.00.

Also

No. 772. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Acorn Street, designated as Block 29-M, Lot 38, to Joseph F. McCarthy and Thomas J. McCarthy, for the sum of $200.00.

Also

No. 773. Resolution authorizing the sale of property in the 17th Ward, being 2 story Brick House on S. 8th Street, designated as Block 3-F, Lot 17 to Raymond R. Riordan, for the sum of $750.00.

Also

No. 774. Resolution authorizing the sale of property in the 25th Ward, being a 2 story Brick Apartment House on N Charles Street and a 2 story Brick House on Melrose Street, designated as Block 45-S, Lot 382, to William A. Parker and Gladys N. Parker, his wife, for the sum of $750.00.

Also

No. 775. Resolution authorizing the sale of property in the 26th Ward, being a vacant lot on Norris Street, designated as Block 47-A, Lot 98, to Frank M. and Constance H. Waldorf, his wife, for the sum of $500.00.

Also

No. 776. Resolution authorizing the sale of property in the 27th Ward, being a vacant lot on Courtright Street, designated as Block 76-J, Lot 317 to Robert R. and Charlotte Life, his wife, for the sum of $750.00.

Also

No. 777. Resolution authorizing the sale of property in the 27th Ward, being a vacant lot on Eckert Street designa ed as Block 44-D, Lot 124, to Andrew and Cecelia Zelar, his wife, for the sum of $250.00.

Also

No. 778. Resolution authorizing the sale of property in the 29th Ward, being vacant land on Poplar Grove Street, designated as Block 60-M, Lot 380, to Edward S. and Rosella S. Werthman, his wife, for the sum of $350.00.

Also

No. 779. Communication from Harold West, Director of the Department of Lands and Buildings, requesting interim approval of payment of $510.00 to General Elevator Co., Inc., for extra work in connection with renovation of elevators in the Public Safety Building, Controller's Contract No. 22935.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 780. Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new food concession facility and for the rehabilitation of the roof at the Schenley Park Golf Clubhouse; and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Parks and Recreation.

Mrs. Masloff moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Also

No. 781. Resolution authorizing the issuance of a warrant in favor of the Governor's Justice Commission in the amount of $50,895.69 in payment for unexpected funds received from the Commonwealth of Pennsylvania in connection with the Open Schools Program.

Also

No. 782. Resolution transferring the amount of $9,000.00 from Code Account 42, City Council and City Clerk's Office Contingent Fund, to Code Account 1838, Miscellaneous Services, Department of Parks and Recreation, Bureau of Recreational Activities.

Also

No. 783. Resolution transferring the sum of $18,000.00 to the OPEN SCHOOLS PROGRAM TRUST FUND (OSPTF), $9,000.00 from Code Account 1839, Supplies and Materials, Bureau of Recreational Activities, and $9,000.00 from Code Account 41, Real Estate Tax Refunds.

Which were severally read and referred to the Committee on Finance.

Also

No. 784. Resolution providing for an agreement or agreements with the Pittsburgh Tamburitzans for the furnishing of dance concerts to the residents of Pittsburgh during the year 1978; and providing for the payment of the cost which is not to exceed $9,000.00, and is chargeable to and payable from Code Account 1838, Miscellaneous Services, Department of Parks and Recreation, Bureau of Recreational Activities.

Also

No. 785. Resolution providing for the filing of an application by the City of Pittsburgh, with the Commonwealth of Pennsylvania Department of Community Affairs, for a grant in connection with

the Southside Riverfront Park Development Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Southside Riverfront Park Development Project; providing for required assurances; providing for the execution of payment vouchers on Letter of Credit and for certification of authorized signatures; providing for the cost of developing said land including the City's estimated share; and providing assurance for maintenance costs.

Also

No. 786. Communication from Louise R. Brown, Director of Parks and Recreation, requesting permission for Zoo Director Hays to attend Annual Northeast Regional American Association of Zoological Parks nad Aquariums Workshop, Buffalo, New York, May 14-17, 1978, at a cost not to exceed $240.00, payable from Code Account 1852, Miscellaneous Services, Zoological Park Commission.

Which were severally read and referred to the Committee on Parks and Recreation.

**Mr. Stone** for Mr. Robinson presented

No. 787. Resolution amending Resolution No. 325, approved April 4, 1978, entitled "A Resolution providing for the issuance of warrants in the amount not to exceed $8,500.00 in favor of Ralph Zimmerman Excavating, Inc. and Rutledge Equipment, in payment for installation of a underground gas tank and parts furnished the City without previous authority of law and providing for the payment thereof", by specifying the amount for each vendor, $8,115.00 for Ralph Zimmerman Excavating, Inc. and $384.41 for Rutledge Equipment Company.

Which was read and referred to the Committee on Finance.

**Mr. Stone** presented

No. 788. Resolution determining and authorizing the advertisement for a public sale of $11,000,000 principal amount, General Obligation Bonds of 1978, Series A, for the purpose of financing a portion of the cost of the acquisition and construction of the City of Pittsburgh's 1978 Capital Improvement Program; and paying the costs of issuing the bonds and establishing the useful life of the projects.

No. 789. Resolution providing for the issuance of a warrant to Nan Naffah in the amount of $4,000.00 in full settlement of claim for personal injury, and providing for the payment thereof.

Also

No. 790. Communication from David L. Donahoe, Treasurer, requesting permission for two auditors, R. Bellisario and D. Kelly to attend Audit Seminar conducted by Department of Labor in Philadelphia, PA on May 11 and 12, 1978. Total cost not to exceed $400.00, chargeable to Code Account CDPA 1977.

Also

No. 791. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of March 31, 1978.

Which were severally read and referred to the Committee on Finance.

**The Chair** presented

No. 792. Communication from Hazelwood/Glenwood Glen Hazel Council, Inc., requesting a hearing on the deplorable condition of the section of road from Johnston Avenue and Rivermont to Desdimona Way forcing Port Authority to re-route busses.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

**Mr. Stone:**

Mr. President, if I may, I have some very strong feelings about this 1978 Bond Issue. First and foremost, if you will recall, during the Budget discussions in November of 1977, we requested at that time that the Bonds be sold quickly so that we would have the wherewith to carry out those grandoise plans that we announced for the year 1978. We later found out that it took four months to pick up bond council. We later found out, and I think it is an afterthought personally, that we were going to wait for some audit.

I am at a loss, and I will not myself, personally accept that the reason we did not go out on bonds was because of some audit. Heretofore, we didn't have any audits, and we didn't have any difficulty in selling bonds. I am mindful and would like this record to reflect that in January and February of 1978, it was probably the best time on the market for us to sell bonds, because it was very low . . . somewhere around five percent. What it will be come May and June of this year when we now are going out on the bonds, I don't know, but I am aware that without an audit in January, it would have been somewhere around five. With an audit, come May or June, we may end up with five plus, at the same time plus six, maybe the twelve months of escalation.

I don't see how you save money by delaying it and not selling bonds when you should be selling it. I still, very strongly, and I think I am expressing the feelings of this City Council, that we expected to see the money there to carry out the plans that we had announced for '78 and we should have had the money. As it is right now, we are only going out. We are going to get the money in June . . . what happens to those road projects which were announced in the Capital Budget. What happens to those parks and recreation projects, all of which should have had money in March so that we could start in April and May, and we are already one-half year behind. What is heppening here, and I hope that it doesn't continue . . . is that we are announcing a program in one year, '77, we are promising to do it in '78 and we are not. We are going to then do it in '79, we say, so we get three years of talking and an announcement of a P. R. proposition that we are going to do it. And then comes '80 and '81 and we start taking it out of the Capital Improvement Budget. I don't want to be a part of that, and I never want to be a part of it. As far as I personally am concerned, I think that as far as Bond Council, the Administration was wrong in not having Bond Council earlier. For the Administration to indicate at this time that they are waiting for some audit, I think that is hogwash.

Relative to an audit itself, I don't know why we have to wait, as is happening now, even that audit is late. We could have done 3/4 of it in 1977, and done the last quarter in '78 and had it by the end of January and been out on a Bond issue. I think that this enabling statute should have came in in January, we could have given a wherewith to start at any time they wanted. I don't see that at any time relative to this particular bond issue. We could have been hurt even if we were rejected. Ultimately, at that point, there is not much money involved. The whole thing could have been put on a Mag Card as I joked this morning . . . and if there is anything that would have had to be changed, you change those couple of words, and you are back pushing out the legislation.

But I do not want this to pass without comment, and I am doing this hopefully, that in the year 1979, that when we tell people in the Capital Improvement Budget we are going to do it, we have the ability to do it, and we intend to do it in the year that we announce it to be done.

**The Chair:**

Thank you Mr. Stone.

**Mr. Givens:**

Mr. President, I would just like to echo Councilman Stone's remarks, because I feel likewise, that Council has done everthing they can in order to expedite these bond sales. And, if not

anything, give the Administration the latitude from the almost second or third week of January onward to the spring of the year, the advantage of going out for their bond sales whenever the bond market is to the City of Pittsburgh's advantage, not to that of the banks as we are on this particular bond sale.

**The Chair:**

Thank you.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 793. Report of the Committee on Finance for April 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 659. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Community College of Allegheny County, 610 Smithfield Street, Pittsburgh, Pennsylvania 15222, in the amount of $1,972.10, in payment for books and supplies for the new Police Officers hired July 18, 1977; and providing for the payment thereof."

Which was read.

Also,

Bill No. 660. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of the Treasurer, Allegheny County, Allegheny County Police Training Academy, West Ridge Road, North Park, Allison Park, Pennsylvania 15101, in the amount of $980.50, in payment of books supplied to the new Police Officers hired July 18, 1977; and providing for the payment thereof."

Which was read.

Also,

Bill No. 662. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Trumbull Corporation in the amount of Six Thousand Five Hundred Twenty-Eight ($6,528.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the rehabilitation of Herron Avenue from Centre Avenue to Bigelow Boulevard and providing for the payment thereof."

Which was read.

Also,

Bill No. 684. A Resolution entitled, "Resolution providing for the issuance of a warrant in the amount of $4,588.51 in favor of Oren Corporation, in payment for cellulose insulation furnished the City without previous authority of law and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 794. Report of the Committee on

Public Works for April 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 664. A Resolution entitled, "Resolution vacating Landwehr Street between Aurelia Street and the northerly line of Shakespeare Street and Shakespeare Street from Vose Way to the easterly line of Landwehr Street in the Seventh Ward of the City of Pittsburgh, abandoning the 6-inch water lines located in Landwehr Street and Shakespeare Street."

Which was read.

Also,

Bill No. 665. A Resolution entitled, "Resolution vacating Osric Way between Penn Avenue and Shakespeare Street; Landwehr Way between Penn Avenue and Shakespeare Street; Blank Way between Penn Avenue and Shakespeare Street; Thew Way between Penn Avenue and Shakespeare Street; Addis Way between Vose Way and Landwehr Way; Cassius Way between Landwehr Street and Cassius Street; Cassius Street between Aurelia Street and Cassius Way; Luther Street between Landwehr Street and Aurelia Street; Aurelia Street from a point 431.107 feet east of Landwehr Street (as measured along the northerly line of said Aurelia Street) to Denniston Street as vacated; Pentz Way between Kaufman Way and Aurelia Street and Shakespeare Street from the easterly line of Landwehr Street to its easterly terminus in the Seventh Ward of the City of Pittsburgh, abandoning all water lines located in said streets and ways between the above mentioned terminals; abandoning the 15-inch sewer line in Luther Street, and excepting and reserving an easement for the 15-inch sewer lines located in Cassius Street, Aurelia Street and Pentz Way."

Which was read.

Also,

Bill No. 666. A Resolution entitled: "Resolution authorizing the Director of the Department of Public Works to issue a permit to Blondine Streib to pave across a portion of Condor Way, an unimproved street, to connect her driveway to the existing paving of Merryfield Street in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 668. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Duquesne Light Company in connection with the inclusion of a Duquesne Light manhole within a City retaining wall at the Centre Avenue Bridge, and providing for the receipt of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 795. Report of the Committee on Planning, Housing and Development for April 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 672. A Resolution entitled, "Resolution amending Resolution No. 290 effective March 27, 1978 to clarify the source of funds and to re-number the sections."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Bulls:**

Mr. President, I would like to have my remarks from the Finance Meeting of April 12, 1978 incorporated into the minutes.

**Mr. Bulls remarks from Finance Meeting of Wednesday, April 12, 1978:**

**Mr. Bulls:**

Mr. Chairman, we had a hearing about the McAfee Bridge yesterday where approximately 100 residents of the North Side requested a mini-bus service. That was their problem and they wanted some action taken. Now, why do we have to go out to find the problems in the City or to find out why people are leaving? We don't need the University of Pittsburgh to tell us what is happening in our neighborhoods.

**Mr. Stone:**

Mr. President, I would like to agree with Mr. Bulls relative to the University of Pittsburgh, but to show that I am not 100% anti-the University of Pittsburgh, I will vote with them this time, but I think that he has the more meritorious position.

**The Chair:**

I was hoping you would be consistent.

**Mr. Stone:**

I would like the University of Pittsburgh to know that I am the deciding vote on this issue.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mrs. Masloff | (Pres't) |

Ayes 5 Noes one
(Mr. Bulls voting no)

Also,

Bill No. 673. A Resolution entitled, "Resolution providing for a supplemental agreement with the United States Bureau of the Census amending the agreement between the parties authorized by Resolution No. 297, approved April 25, 1977, by extending the term and increasing the sum to be reimbursed to the City as the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Stone for Mr. Robinson presented

No. 796. Report of the Committee on Supplies for April 12, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 685. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Copier Machine, etc., for the Pittsburgh Zoo, Department of Parks and Recreation, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 797. Report of the Committee on Parks and Recreation for April 12, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 682. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Allegheny Conference on Community Development as contracting and disbursing agent for the Scaife Family Charitable Trusts for the construction of a public service facility for the City of Pittsburgh at the Pittsburgh Zoo, the cost of which shall be paid by the Scaife Family Charitable Trusts."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff for Mr. Lally presented

No. 798. Report of the Committee on Lands and Buildings for April 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 675. A Resolution entitled, "Resolution providing for the sale of the City's interest in certain parcels of property to Pittsburgh Outdoor Advertising Corporation in return for two parcels of property and other consideration."

Which was read.

Also,

Bill No. 676. Resolution authorizing the sale of property in the 3rd Ward being a vacant lot on Dinwiddie Street Block 11-A, Lot 189, to Horton Johnson and Ethel Johnson, his wife, for the sum of $450.00.

Which was read.

Also,

Bill No. 677. Resolution authorizing the sale of property in the 4th Ward being a vacant lot on 2539-41 Fifth Avenue, Block 11-M, Lot 147, to Howard E. Stahl, for the sum of $2,500.00.

Which was read.

Also,

Bill No. 678. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Somers Street, Block 10-K, Lots 368 and 371, to Eugene C. Webb and Johnetta W. Webb, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 679. Resolution authorizing the sale of property in the 18th Ward, being a vacant lot in the rear of Starch Street, Block 3-R, Lot 288, to James E. Morris and Henrietta A. Morris, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 680. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Keever Street, Block 40-R, Lot 219, to Richard P. Conners and Lynn M. Conners, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 681. Resolution authorizing the sale of property in the 31st Ward being vacant land on Rodgers Avenue, Block 184-J, Lot 350, to Robert D. Navilliat for the sum of $700.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stone moved that Mr. Lally and Mr. Robinson be excused for absence from ths meeting.

Which motion prevailed.

Mr. Givens moved to approve the minutes of Monday, March 27, 1978.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, April 24, 1978 No. 17



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, April 24, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 799. Resolution amending Ordinance No. 746, approved December 15, 1975 entitled, "Authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Boquet Construction Company, Incorporated in the amount of $1,250.00 in payment for 'Extra Work" being in addition to the original contract price of $89,800.50 on Controller's Contract Number 21759F' furnished for the benefit of the City in connection with waterline installations — various locations, without previous authority of law, chargeable to and payable from the Community Development Block Grant Program Trust Fund, Department of Water" by decreasing the amount of the warrant.

Which was read and referred to the Committee on Finance.

Also

No. 800. Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Transportation for a grant in connection with the EMS Equipment Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the EMS Equipment Project; providing for required assurances, providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 801. Communication from Thomas Kennelly, Chief, Department of Fire, re-

questing permission for five members of the Pittsburgh Fire Department to attend seminar on Handling Hazardous Materials Transportation Emergencies, Reynoldsburg, Ohio, May 21-24, 1978, at a cost not to exceed $300.00 each, payable from Code Account 1463, Miscellaneous Services, Department of Fire.

Which were read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 802. Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto, PW 78-07, and providing for the payment thereof.

Which was read and referred to the Committee on Public Works.

Mr. Coyne moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Bulls seconded the motion.

Which motion prevailed.

Also

No. 803. Resolution providing for the issuance of a warrant in favor of Atwood and Bates Construction Company, Incorporated, in the amount of Seven Thousand Seven Hundred Seven Dollars ($7,707.00), in payment for Extra Work in connection with the rehabilitation of Ninth Street from Liberty Avenue to Fort Duquesne Boulevard and other work incidental thereto, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 804. Resolution taking, using, appropriating and condemning certain property of Domenick and Elisa Maiella, situate in the Twentieth Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, for the widening of Roseberry Street and other public purposes; and providing for the payment of the costs thereof.

Also

No. 805. Resolution vacating Newcomer Street between Kelvin Street and Huxley Street in the Twentieth Ward of the City of Pittsburgh, excepting and reserving a 20-foot sewer easement for the existing sewer line located therein.

Also

No. 806. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled: "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof", approved October 3, 1922, as amended and supplemented.

Also

No. 807. Communication from John E. Ruff, Director of Public Works, requesting interim approval of payment of $6,540.00 for emergency purchase of No Parking Signs during recent heavy snowfalls, cost not to exceed $6,540.00, chargeable to and payable from Code Account 1611, Supplies, Department of Public Works.

Also

No. 808. Communication from James N. Walker, Director of Environmental Services, requesting permission for Assistant Director Conway and himself to attend International Waste Equipment and Technology Exposition, Miami Florida, May 2-6, 1978, at a cost not to exceed $850.00 per person, payable from Code Account 1176, Miscellaneous Serv-

ices, Department of Environmental Services.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 809. An Ordinance amending and supplementing the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, as amended, by defining and providing regulations for Amusement Arcades, Massage Establishments, Model Studios and Sexual Encounter or Meditation Centers in certain "C" Districts.

Also

No. 810. Resolution providing for the Mayor and the Director of the Department of City Development to enter into an agreement or agreements with the Urban Redevelopment Authority of Pittsburgh to provide for engineering and design studies of Herr's Island and providing for the payment of the cost thereof.

Also

No. 811. Resolution providing for an Agreement or Agreements with the Port Authority of Allegheny County for the operation of the model neighborhood Reduced Fare Bus Loop Project for the period from May 1, 1978 through April 30, 1979, in an amount not to exceed $270,000, chargeable to and payable from the 1978 Community Development Block Grant Program Trust Fund, Department of City Planning, Reduced Bus Loop Project, CP-78-01.

Also

No. 812. Communication from Paul Brophy, Director of Housing, requesting permission for Superintendent Imhoff to attend 63rd Annual Conference of Building Officials and Code Administrators, Milwaukee, Wisconsin, June 4-9, 1978, at cost not to exceed $600.00, payable from Code Account 1376, Miscellaneous Services, Bureau of Building Inspection, Department of Housing.

Also

No. 813. Communication from Paul Brophy, Director of Housing, requesting permission to attend American Society of Planning Officials Conference, Indianapolis, Indiana, May 1-2, 1978, at cost not to exceed $250.00, payable from Code Account 1371, Miscellaneous Services, etc., Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 814. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $64,011.02, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 815. Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 816. Resolution providing for an Agreement or Agreements with R. C. Firsching and Associates for engineering services in connection with renovations to the heating system, City-County Building, and providing for the payment of the cost thereof.

Also

No. 817. Resolution authorizing the sale of property in the 3rd Ward, being a 2½ story brick house on Miller Street, designated as Block 11-E, Lot 306, to Roosevelt T. Thomas, Sr. and Mary Alice Thomas, his wife, for the sum of $375.00.

Also

No. 818. Resolution authorizing the sale of property in the 5th Ward, being a lot on McClarren Street, designated as Block 10-K, Lot 346, to Eugene C. and Johnetta W. Webb, his wife, for the sum of $650.00.

Also

No. 819. Resolution authorizing the sale of property in the 10th Ward, being a lot on Schenley Avenue, designated as Block 50-C, Lot 48, to A. D. Williams and Jannie Williams, his daughter, for the sum of $350.00.

Also

No. 820. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on McDonald Street, designated at Block 124-J, Lot 162, to James P. and Janet M. Rulli, his wife, for the sum of $200.00.

Also

No. 821. Resolution authorizing the sale of property in the 13th Ward, being a 2 story frame house on Singer Place, designated as Block 232-E, Lot 18 to Mrs. Ella May Gould, for the sum of $200.00.

Also

No. 822. Resolution authorizing the sale of property in the 13th Ward, being a 2½ story frame house on Tioga Street designated as Block 174-E, Lot 2, to the Galilee Baptist Church, for the sum of $750.00.

Also

No. 823. Resolution authorizing the sale of property in the 19th Ward, being a lot on Southern Avenue designated as Block 15-B, Lot 28, to Regina M. Martin, for the sum of $250.00.

Also

No. 824. Resolution authorizing the sale of property in the 20th Ward, being 3 lots on Chartiers Avenue, designated as Block 20-F, Lots 252, 254, to Carl Sbraccia and Eleanor Sbraccia, his wife, for the sum of $1,500.00.

Also

No. 825. Resolution authorizing the sale of property in the 21st Ward, being a lot on Marvista Street, designated as Block 22-B, Lot 72, to Ann F. Kasprzyk, Etal, for the sum of $200.00.

Also

No. 826. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Elmdale Road, designated as Block 18-E, Lots 151, 156, to John H. and Jean M. Kern, his wife, for the sum of $1,500.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 827. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting permission to attend Urban Recreation and Park Alliance Spring Meeting, Kansas City, Missouri, May 6-8, 1978, at cost not to exceed $350.00 payable from Code Account

1801, Miscellaneous Services, Department of Parks and Recreation.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 828. Resolution providing for the letting of a contract for the furnishing and delivery of a Direction Finder, etc., for the Radio Improvements Division, Department of Supplies, and for the payment thereof.

Also

No. 829. Resolution providing for the letting of a contract for the furnishing and delivery of Utility Vehicles, for the Distribution Division, Department of Water, and for the payment thereof.

Also

No. 830. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Gas Detectors and Accessories, for the Bureau of Operations, Department of Public Works, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 831. Resolution transferring the sum of $1,000,000 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Capital Project Fund Account PW 78-14, "Emergency Repairs—Bridges" Department of Public Works; for the payment of costs relating to the 1978 Capital Budget and providing for the return of such funds upon receipt of proceeds from the sale of General Public Improvement Bonds for 1978.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Mr. Stone:

I might add for everyone's benefit that this is the bill involving $1 Million for emergency bridge repair, and while I have the microphone, I would just like to clear the record. If I may, relative to the time that we have been on City Council, there has been $125,000 for bridge inspection. The former Mayor, Mayor Flaherty, never used any of those funds. I think that our President of City Council asked a rightful question. He asked why was it not done, and alluded to the fact that he was derelict in not using those funds. I notice that his chief spokesman has since answered and tries to imply that City Council had changed that, but that's kind of "tongue in cheek" because it was requested by the administration to make some changes at that time. I would just like to make it very clear that during the entire time of the Flaherty Administration that they did not use one penny for bridge repair, even though the bridge problem has been with us in excess of that eight years.

Also

No. 832. Resolution authorizing issuance of a warrant in favor of Barbara Long in the sum of $657.95 in settlement of claim for damage and providing for payment thereof.

Also

No. 833. Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Programs Diocesan School Board of Pittsburgh, Inc., effective May 1, 1978, for the implementation of the City Youth Employment Program and

providing for the payment of the costs thereof.

Also

No. 834. Communication from John E. McGrady, City Controller, submitting Net Debt and Remaining Debt Incurring Margin in accordance with Act No. 185 of 1972 for the City of Pittsburgh as of March 31, 1978.

Also

No. 835. Communication from John E. McGrady, City Controller, requesting reimbursement for ten employees of the City Controller's Office who attended a Municipal Finance Officers Association Conference held at Carnegie-Mellon University, Tuesday, April 18, 1978. Cost not to exceed $100.00 payable from Code Account No. 1048.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

**Mr. Givens:**

I think we all have in front of us a letter from the Supreme Court of Pennsylvania, Alexander F. Barbieri, Court Administrator of Pennsylvania, proposing Districts 44 and 45 and the South Side and the South Hills of the City of Pittsburgh — that letter is dated April 13, 1978 asking for the Mayor, Members of City Council, and the Chief of Police to advise that court as to what action we would take within 15 days.

Also in front of us is a letter from the Commonwealth of Pennsylvania, Justice of the Peace, and dated April 18, 1978, wherein the Solicitor for that particular origination of County Special Court Judges Association met with regard to the proposed consolidation of the magisterial districts 44 and 45, which includes 18, 29, 30 and 32nd Wards of the City of Pittsburgh.

And to summarize, the association unanimously voted to object to the proposed merger of those magisterial districts.

I make a motion to the Floor that we accept the County Special Court Judges Association recommendation.

**Mr. Stone:**

Do you want to endorse the letter of April 18?

**Mr. Givens:**

Yes.

**Mr. Stone** seconded the motion.

Which motion prevailed.

REPORTS OF COMMITTEES

**Mr. Stone** presented

No. 836. Report of the Committee on Finance for April 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 715. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of R. C. Firshing Associates, in the amount of $870.00 in payment of specifications furnished for the benefit of the City in connection with the City County Building Weatherization and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 729. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Fire Hose, Coupled, for the Department of Fire, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 730. A Resolution entitled, "Resolution providing for the issuance of a warrant to Port Authority of Allegheny County in the amount of $2,-713.50 in full settlement of claim for property damage, and providing for the payment thereof."

Which was read.

Also,

Bill No. 731. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Duquesne Light Company in the sum of $572.57 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 732. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Vincent Giangarlo in the sum of $717.50 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 733. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Vico Insurance Group and Nadine Greenlee in the sum of $688.34 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 734. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of St. Paul Insurance Companies and Jacob McCorkle in the sum of $746.47 in settlement of claim

for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 735. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of George and Helen Fonas in the sum of $995.00 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 736. A Resolution entitled, "Resolution providing for the issuance of a warrant to Edward R. Sutton and Donna Sutton, his wife, in the amount of $37,500.00 in full settlement of claim for personal injury and providing for the payment thereof."

Which was read.

Also,

Bill No. 737. A Resolution entitled, "Resolution providing for the issuance of a warrant to James S. Lawson in the amount of $2,000.00 in full settlement of claim for personal injury and providing for the payment thereof."

Which was read.

Also,

Bill No. 738. A Resolution entitled, "Resolution authorizing the City Controller periodically to issue warrants out of Federal Trust Fund Code Accounts CETA, CETA-T. 2 and CETA-T. 6 to reimburse the United States Department of Labor for any refunds of costs made to the City of Pittsburgh by CETA contracted agencies."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robnson |
| Mr Givens | Mr. Stone |
| Mr. Lally | Mr DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

**Mr. Stone presented**

No. 836.1. Report of the Committee on Finance for April 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 686. A Resolution entitled, "Resolution transferring the sum of $2,862,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, to various 1978 Capital Project Fund accounts for the payment of costs to begin the 1978 Capital Budget and providing for the return of such funds upon receipt of proceeds from the sale of General Public Improvement Bonds for 1978."

Which was read.

Also,

Bill No. 688. A Resolution entitled,

"Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 2, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632 effective July 21, 1977, as amended by Resolution No. 905 effective October 6, 1977, as amended by Resolution No. 1019, effective October 24, 1977, as amended by Resolution No. 1337, effective December 31, 1977, entitled, 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds,' by reallocating funds for various departments and deleting certain projects."

Which was read.

Also,

Bill No. 689. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 487, effective July 12, 1976, entitled, 'Approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating Trust Funds; transferring Bond Funds to said Trust Fund; providing for necessary Professional Service Agreements in connection with said projects; providing for contracts for implementing said projects; and providing for the payment of the costs thereof', by reallocating funds for various departments and deleting certain projects."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 837. Report of the Committee on Public Works for April 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 667. A Resolution entitled, "Resolution amending Resolution No. 940, effective October 11, 1977, entitled: 'Providing for a Contract or Contracts with a Consultant or Consultants for Professional Services in conjunction with the inspection and/or design for the rehabilitation of various City bridges (PW 76-23 and PW 77-15)', by increasing the authorized amount form One Hundred Twenty-five Thousand ($125,000.00) to Two Hundred Twenty-five Thousand ($225,000.00) Dollars."

Which was read.

Also,

Bill No. 701. A Resolution entitled, "Resolution repealing Ordinance No. 287, approved July 1, 1970, entitled, 'Providing for a contract or contracts for the construction of a public sanitary sewer on Paxico Avenue via a 15 foot easement across private properties between Paxico Avenue and Verona Boulevard, 12th Ward, including all other work necessary in connection with the drainage served by this sewer and providing for the payment of the costs, damages and expenses of the same be assessed against

and collected from property specially benefited thereby.' "

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Givens presented**

No. 838. Report of the Committee on Planning, Housing and Development for April 19, 1978 transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 705. A Resolution entitled, "Resolution providing for the acquisition from Gerald Peckish and Mercedes Peckish, his wife, for public space improvements, of three hundred sixty (360) square feet of certain property at 1720-22 E. Carson Street in the Seventeenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 706. A Resolution entitled, "Resolution providing for the acquisition from Marie C. Bacheris, a widow, for public space improvements, of an easement over certain property at 1206 East Carson Street in the Seventeenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 707. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire property owned by Herr's Island Packing Company, in the 24th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 48-K, Lot No. 200."

Which was read.

Also,

Bill No. 708. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ernest Harper and Geraldine M. Harper for the sale of Block 26-P, Lot 120 in the Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 709. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Frances L. Truly for the sale of Parcel 82 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 710. A Resolution entitled,

"Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and David M. Fuqua and Elena Fuqua for the sale of Parcel 84 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 711. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Rocco P. Magrino II for the sale of Block 5-C, Lot 137 in the Nineteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 712. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Sheraden Bank for the sale of Block 42R, Lot 160 in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 713. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nicholas S. Vacca for the sale of Block 63-C, Lots 173 and 175 in the Twentieth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 714. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Mark Robert Mistick for the sale of Parcel 144 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 838.1. Report of the Committee on Planning, Housing and Development for April 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 704. A Resolution entitled, "Resolution amending Resolution No. 1267 of 1977, entitled, 'Providing for the filing of an Application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Pro-

gram so as to reallocate funds for various departments and reduce and delete certain projects.' "

Which was read.

Also,

Bill No. 755. A Resolution entitled, "Resolution authorizing the Mayor and the Director of the Department of Housing on behalf of the City of Pittsburgh, to enter into a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the purpose of implementing Operation Paintbrush, at a cost not to exceed $150,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr.. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 839. Report of the Committee on Parks and Recreation for April 19, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 780. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new food concession facility and for the rehabilitation of the roof at the Schenley Park Golf Clubhouse; and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Lally presented**

No. 840. Report of the Committee on Lands and Buildings for April 19, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 716. A Resolution entitled, "Resolution amending Resolution No.

266, entitled: 'Providing for the filing of an application by the City of Pittsburgh with the Economic Development Administration, U. S. Department of Commerce, for a grant in connection with the City County Building Weatherization Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the City County Building Weatherization Project; providing for required assurances; providing for the execution of payment vouchers on Letter of Credit, and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account' by changing the title; deleting Section 9 and revising Section 10."

Which was read.

Also,

Bill No. 717. Resolution authorizing the sale of property in the 3rd Ward being a 3 story brick house on 245 Dinwiddie Street designated as Block 11-E, Lot 274, to Georgia Debardelaben, for the sum of $750.00.

Which was read.

Also,

Bill No. 718. Resolution authorizing the sale of property in the 5th Ward being vacant lots in the rear of Camp Street designated as Block 27-B, Lots 14 and 15, to Jimmy Stallworth, for the sum of $750.00.

Which was read.

Also,

Bill No. 719. Resolution authorizing the sale of property in the 6th Ward being a vacant lot in the rear of Butler Street, Block 48-S, Lot 227, to Matthew A. Arena for the sum of $1,200.00.

Which was read.

Also,

Bill No. 720. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on the rear of Continental Street designated as Block 125-F, Lot 327, to The Lincoln Avenue Church of God, for the sum of $900.00.

Which was read.

Also,

Bill No. 721. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Mohler Street designated as Block 174-M, Lot 210 to John W. and Isabelle D. Sloan, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 722. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Monastery Way between St. Martin and 18th Street, Block 14-D, Lot 203, to William S. Momchilovich and Patricia Ann Momchilovich, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 723. Resolution authorizing the sale of property in the 20th Ward being 7 vacant lots on Rue Grande Vue Avenue, Block 20-H, Pt. Lot 23 to Richard R. Carr for the sum of $2,800.00.

Which was read.

Also,

Bill No. 724. Resolution authorizing the sale of property in the 22nd Ward being a vacant lot on Veto Street, Block 23-K, Lot 283-A, to M. Robert Fenton for the sum of $150.00.

Which was read.

Also,

Bill No. 725. Resolution authorizing the sale of property in the 31st Ward on Greencove Street near Mapledale Street designated as Block 134-D, Lot 202, to Ira M. Connolly and Jeanne F. Connolly, his wife, for the sum of $375.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Bulls presented**

Bill No. 841. WHEREAS, the International Convention on the Suppression and Punishment of the Crime of Apartheid was adopted by the General Assembly in 1971; and

WHEREAS, it is directed primarily against South Africa and its policies of racial segregation; and

WHEREAS, government repression in South Africa has intensified during the last two years and worsened in recent months, closing off the avenues for the black majority to gain majority rule through peaceful change; and

WHEREAS, these actions are opposed to the United States ideals of peace and human rights.

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh expresses its opposition to the racial policies of South Africa and urges the people of Pittsburgh not to buy the coins known as Krugerrands, whose sales help to reinforce the present government of South Africa in pursuing its policy of apartheid.

**Mr. DePasquale:**

If I may, in regard to apartheid — it is rather cruel in the case of South Africa. Basic human rights is less there than anywhere else.

**Mr. Robinson** moved for adoption.

**Mr. Stone** seconded the motion.

Which motion prevailed.

**Mr. Robinson** presented

Bill No. 842. WHEREAS, many citizens in the City of Pittsburgh, due to their financial circumstnces and personal preference, utilize inter and intra state bus transportation; and

WHEREAS, many of these citizens frequently travel to cities within the Commonwealth of Pennsylvania such as Allentown, Harrisburg and Philadelphia; and

WHEREAS, the Greyhound Bus Company, Incorporated has the sole license or certificate to offer intra state bus service between the cities identified above; and

WHEREAS, American Bus Company Incorporated has applied to the Pennsylvania Public Utility Commission for a certificate to also provide intra state bus service to the above mentioned cities; and

WHEREAS, they will offer quality, competitive service to their ridership and expand the poten ial for bus service in the Commonwealth of Pennsylvania and provide benefits that far outweigh the liabilities such as possible lower rates.

NOW, THEREFORE

BE IT RESOLVED that the Members of the Council of the City of Pittsburgh on behalf of the citizens of Pittsburgh, petition the Public Utility Commission to Grant the Certificate of Operation requested by the American Bus Company, Incorporated, commonly known as Continental Trailways.

**Mr. Coyne:**

Mr. President, I wonder if we could amend this to get a bus from the North Side to downtown?

**Mr. Robinson:**

For a point of clarification, I am not requesting that we actually send any kind of formal action to the Public Utility Commission, but I think it would be appropriate for the City Clerk to send some kind of communication that is reflective of our vote that is taken today.

**Mr. Lally** moved for adoption.

**Mr. Stone** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

If I may — you know, it is becoming a little bit of a joke, some of the aspects of my position with the University of Pittsburgh. I would just like to share some things that have happened and then a new aspect of the University of Pittsburgh, wherein I think they are now becoming the tower of idiots. But, nevertheless, may I explain for a moment.

When the hue and cry across the country was to have Black Studies in our universities, Pitt was probably the last to understand it, and finally, it was forced on them and they set up a Black Studies Department. After that imposition, inter-office communication, which one possibility indicated that they were not directing students to that study. The department, thereafter, became a problem which I became aware of. In the Slav Language and Literature Department, and using that same logic, in most universities across the country, that kind of department was set up. The University of Pittsburgh was the last to understand. It came about, and then using, and let me say again, very, very carefully, using the standards as set up by the University of Pittsburgh, and using what they had admitted, they had bypassed a senior level Slav for a junior level non-Slav for the head of that department.

In spite of that, they made all those requests for money under Black Studies and under the Slav National Endowment for the Arts and federal government. They made requests for money for ethnic studies. We, on the other hand, the City of Pittsburgh, give them tax-free property, and we permit them to violate zoning rules that we wouldn't let anyone else violate.

But, this last one — one that gets me slightly — I know of a boy who graduated from Carnegie Mellon University. He made application to the Medical School of the University of Pittsburgh. He has been trying to get into this class. He is close to almost a four point average at Carnegie Mellon University. In addition to that, he's been waiting all this time for word because he's had the opportunity to be accepted in other universities but wants to be here at the University of Pittsburgh.

The gentleman who interviewed him was so impressed with him that he told the young fellow, "I hope that my colleagues agree with your admission to this university." To my now understanding, 60 to 70 percent of the class has already been accepted. There is just that balance to be filled. He just got a

letter — which the others did not get — which says, "that you must sign to agree to serve a low-moderate poverty area for four years as a condition to qualify for admission." Those first groups are families of doctors. Presently, they did not get that kind of letter, but he did. And, invariably, it now becomes very evident to me that's what happened to the University of Pittsburgh — that we are taking care of the university while they take care of the greedy at the expense of the needy.

**Mr. DePasquale:**

Thank you, Mr. Stone.

**Mr. Lally** moved to approve the minutes of Monday, April 3, 1978.

**Mr. Stone** seconded the motion.

Which motion prevailed.

And on motion of Mr. Robinson

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, May 1, 1978 No. 18

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsbugh, PA

Monday, May 1, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale Pres't |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 843. Petition from the members of the East End Chapter, Metropolitan Citizens Organization requesting a public hearing to attain improved police protection in their neighborhood.

Which was read and referred to the Committee on Public Safety.

Also

No. 844. Resolution further amending Ordinance No. 167, approved April 17, 1975 as amended by Resolution No. 299, approved March 27, 1978, entitled, "Providing for a contract or contracts for the replacement of 4" water lines serving fire hydrants and other work incidental thereto, and providing for the payment of the cost thereof" by decreasing the cost involved.

Which was read and referred to the Committee on Water.

Mr. Coyne presented

No. 845. Resolution providing for the Issuance of a Warrant in favor of the Commonwealth Utility Equipment Company, Incorporated, in the amount of Six Thousand Eight Hundred Ten ($6,810.00) Dollars, in payment for furnishing a #5003 Hi-Ranger — S/N 2757665 to the Bridge Inspection Division, furnished for the benefit of the City in connection with Emergency Work on the South Aiken Avenue, Larimer Avenue, and Sylvan Avenue Bridges, and providing for the payment thereof.

Also

No. 846. Resolution providing for the issuance of a warrant in favor of Wilkins

Construction Company, in the amount of Ten Thousand Two Hundred Forty-Seven Dollars and Seventy-Two Cents ($10,247.72), in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Ross Street and Fourth Avenue; and providing for the payment thereof.

Also

No. 847. Resolution providing for the issuance of a warrant in favor of Houston-Starr Company in the amount of One Thousand One Hundred Forty Four ($1,144.00) Dollars in payment for the purchase of Sand-Blasting Sand, furnished for the benefit of the City in connection with painting of City bridges and providing for the payment thereof.

Also

No. 848. Resolution providing for the issuance of a warrant in favor of Westinghous Electric Corporation in the amount of Seven Hundred Twenty-Three Dollars and Fifty-Six Cents ($723.56) in payment for the replacement of an Auto Transformer and related parts, furnished for the benefit of the City in connection with repairs to the Asphalt Plant and providing for the payment thereof.

Also

No. 849. Resolution amending Ordinance No. 629, effective December 10, 1973, entitled: "Transferring $912,820.00 from various Department of Public Works Bond Fnds and $24,047.00 from the Department of Water's Bond Fund No. 227 to TOPICS Trust Fund, of which $346,745.00 is subject to reimbursement to Bond Fund No. 227 upon receipt of Grant Funds from the Commonwealth of Pennsylvania", by reducing the funds for the Department of Public Works from $912,820.00 to $643,031.40.

Which were severally read and referred to the Committee on Finance.

Also

No. 850. Resolution vacating Lappe Lane from South Side Avenue to a point 268.41 feet southwardly therefrom in the Twenty-Sixth Ward of the City of Pittsburgh.

Also

No. 851. Communication from John E. Ruff, Director of the Department of Public Works, requesting interim approval of payment of $192,000.00 to Noralco Corporation for emergency removal of South Aiken Avenue Bridge.

Also

No. 852. Communication from John E. Ruff, Director of the Department of Public Works, requesting interim approval of payment of $6,059.70 for work done in connection with the renovation of intersection at Tenth Street and Fort Duquesne Boulevard.

Also

No. 853. Communication from John E. Ruff, Director of the Department of Public Works, transmitting 60 day trial traffic regulations on Alderson Street and other streets listed therein beginning April 21, 1978.

Which were severally read and referred to the Committee on Public Works.

Mr. Lally presented

No. 854. Resolution providing for a contract or contracts in connection with construction for the replacement of No. 2 Police Station, Department of Lands and Buildings, Project No. LB 76-3, and providing for the payment of the costs thereof.

Also

No. 855. Resolution providing for a contract or contracts in connection with construction for the relocation of No. 32 Engine Company, Department of Lands and Buildings, Project No. LB 76-2, and providing for the payment of the costs thereof.

Also

No. 856. Resolution authorizing proper officers of the City of Pittsburgh to execute and deliver a deed in form and upon terms approved by the City Solicitor to North Side Packing Company, a Pennsylvania Corporation, for the sum of One Thousand Dollars ($1,000.00), conveying the City's right, title and interest upon certain conditions.

Also

No. 857. Resolution authorizing the sale of property in the 4th Ward, being a vacant lot on Wakefield Street designated as Block 29-G, Lot 164, to Ralston M. & Margaret R. Lucas, his wife, for the sum of $200.00.

Also

No. 858. Resolution authorizing the sale of property in the 5th Ward, being a 2 story frame double house and 3 one story brick storerooms, designated as Block 10-R, Lot 159, to Ewari E. Ellis for the sum of $1,000.00.

Also

No. 859. Resolution authorizing the sale of property in the 6th Ward, being a two story frame house on Ridgeway Street, designated as Block 26-J, Lot 156-B, to Marlene H. Ellis, for the sum of $500.00.

Also

No. 860. Resolution authorizing the sale of property in the 8th Ward, being a vacant lot on rear Lorigan Street designated as Block 26-C, Lot 241, to Daniel J. and Hope E. Colaizzi, his wife, for the sum of $150.00.

Also

No. 861. Resolution authorizing the sale of property in the 8th Ward, being a vacant lot on Taylor Street designated as Block 26-H, Lot 358, to Michael C. and Rose Maglicco, his wife, for the sum of $150.00.

Also

No. 862. Resolution authorizing the sale of property in the 12th Ward, being 2 lots on McCombs Street, designated as Block 125-G, Lots 152, 153, to Charles Moore, for the sum of $400.00.

Also

No. 863. Resolution authorizing the sale of property in the 12th Ward, being a 2 story brick house on rear Orphan Street designated as Block 125-K, Lot 15, to William Hamm and Ernestine Hamm Cheatham, his daughter, for the sum of $650.00.

Also

No. 864. Resolution authorizing the sale of property in the 13th Ward, being a two story brick house on Finance Street, designated as Block 175-B, Lot 246-A, for the sum of $850.00 to Willie Lenn and Gwendolyn Boykin, his wife.

Also

No. 865. Resolution authorizing the sale of property in the 15th Ward, being a 2 story brick apartment building and a vacant lot, designated as Block 56-B, Lots 188, 191 to the Landstone Apartments Company, for the sum of $5,000.00.

Also

No. 866. Resolution authorizing the sale of property in the 28th Ward, being a vacant lot on rear Earlham Street, designated as Block 40-C, Lot 64, to Robert D. and Annette R. Marshall, his wife, for the sum of $450.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 867. Resolution providing for the filing of an application by the City of Pittsburgh with the Community Services Administration for grants in connection with the Summer Youth Recreation Program Project and the Summer Youth Transportation Program Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; providing for required assurances; and providing for the deposit of the funds in a Trust Fund Account.

Also

No. 868. Communication from William C. Scalzo, Deputy Director of the Department of Parks and Recreation requesting reimbursement of $172.52 to Hosea Holder for expenses in connection with attendance at Penn State Aquatic Institute Conference, April 20-22, 1978, payable from Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Which were read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 869. Resolution authorizing the City to increase its lease rental debt by entering into a Second Supplement to Articles of Agreement with Public Auditorium Authority of Pittsburgh and Allegheny County, requiring annual payments by the City of Pittsburgh which payments will be sufficient to pay one-half of the Principal and Interest on the said Authority's C Bonds, the proceeds of which will be used in part to refund the Authority's presently outstanding Series A and Series B Bonds, approving the form of Agreement, approving the report of Charles W. Strong and authorizing proceedings to exclude a portion of said lease rental debt as self-liquidating debt.

Also

No. 870. Resolution extending the term of existence of the Public Auditorium Authority of Pittsburgh and Allegheny County.

Which were read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

Mr. President, if I may, this is in regard to the Auditorium Authority, I have met with the Treasurer today, and he informs me that this would be in the best interest. I have asked that we accelerate this program, and Attorney Straus will be with us here on Wednesday to give us more detailed coverage of it, it will be in Committee on Wednesday, and we will cover it more detailed at that time. At that time, our actions will await his delivery.

Mr. Givens:

I appreciate what Bob is trying to do, to move this thing, and get the people up here to look at it, but there are some major magnitudes on this, the Mayor indicates that he is going to save a Million Dollars, I don't see how he is going to save a Million Dollars, the present outstanding debt of the Authority at this present time is right around $15 Million. Looking at this legislation before us, we are going to incur a $22 Million indebtedness. They are also going to go out on about $4 Million worth of Federal Treasury Bonds. And, the interest rates that we have on our old bond issue is right now 3.0 to 3.6, and the new interest rates that I see coming up here are going to be 5.5 to 6.5, so I can't understand how the Mayor is going to save a Million Dollars in this long term, in extending the life . . . I think what is happening, I can see by the schedule on page 4, is that for the first five years we are going to have a reduced payment, and that reduced payment will add up to about a Million

Dollars. But thereafter, the City of Pittsburgh is going to pay quite some bit.

For example, to carry out the schedule, just the principle alone, from 1978 through the year 2007, it is going to cost the City taxpayers $24,586,000. And yet, we have $15 Million outstanding on the principle now. I would like for them to come up and talk to us, and give us their material, and then have us deliberate on that material, and then have the bill come before us as it normally would the following Wednesday. I think they are trying to expedite it. I am appreciative of the fact that the interest rates have just gone up this past week, and maybe that is why they are trying to push this particular issue through.

**The Chair:**

Would you like the Mayor to be here this Wednesday Mr. Givens?

**Mr. Givens:**

If anyone feels likewise.

**Mr. Stone:**

Let me explain, if I may. If I may, speaking as the Finance Chairman, as far as this particular bill is concerned, I've gotten some detail on it, and I would venture at this time that I've gotten a little more information than everybody else. I am not making a judgment here, yes or no, but I do know one thing . . . in order to get it to fast action, and since it is something that the attorney who is doing the re-financing indicates that time is of importance. I don't think that we should hold it back, I think we should get it down to where we have a discussion. Obviously that discussion work is always done at our Wednesday meeting, and I don't think that we will lose anything by listening on Wednesday, if it is insufficient information, we can hold it for another week, if thereafter it is insufficient, we can hold it another week. But to delay that first initial delivery from someone who is knowledgable on the subject doesn't seem to make sense, and that is the reason that I am making the motion. Do not detect from my motion that it is either for or against, that is, let's get to the discussion immediately.

Also

No. 871. Resolution authorizing issuance of a warrant in favor of Conway A. Jeffress, Jr. in the sum of $559.65 in settlement of claim for damage and providing for the payment thereof.

Also

No. 872. RESOLVED, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, duplicate warrants to the same payee and in the same amount to replace the following warrants which were lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 100714 |
| Dated | August 19, 1977 |
| Amount | $20.00 |
| Payee | Oyebode Olakanmi |

| | |
|---|---|
| City of Pittsburgh | 25-1-072495 |
| Warrant No. | P-118923 |
| Dated | December 7, 1977 |
| Amount | $10.00 |
| Payee | Stanley E. Fisher |

Also

No. 873. Communication from John E. Gabriel, Executive Director, Commission on Human Relations, requesting interim approval of payment of $1,512.00 to Laird G. Hayes for extra work in connection with transcript of public hearing.

Also

No. 874. Communication from John E. Gabriel, Executive Director, Commission on Human Relations, requesting permission for three Commission on Human Relations staff members to attend training session sponsored by United States Equal Employment Opportunity Com-

mission, May 1-5, 1978, Washington, DC, at no cost to the City; and requesting permission for Executive Director Gabriel to attend Conference sponsored by United States Equal Employment Opportunity Commission, Albuquerque, New Mexico, May 17-20, 1978, at no cost to the City.

Also

No. 875. Communication from R. Douglas Long, Deputy Director, Public Auditorium Authority submitting proposed budgets for fiscal year 7/1/78-6/30/79 for both Civic Arena and Exhibit Hall and the Convention/Exposition Center.

Which were severally read and referred to the Committee on Finance.

Also

No. 876. Resolution authorizing and directing the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh to purchase certain property for use as a Senior Citizen Facility and/or Multi-Service Center. Said property located at 3515 McClure Avenue, 27th Ward, known as the Rebekah Home, designated as Block 75-H, Lot 12, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Lands and Buildings.

**Mr. Stone** moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

**Mr. Bulls** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

If I may, just for the benefit of everyone on Council, this particular piece of legislation which I am introducing deals with the Rebekah Home in the North Side. There has been a lot of talk about it, and a lot of doing nothing about it. A lot of attempts to indicate when they are requesting some action on Rebekah Home, we will be dealing with St. John's Hospital, and what I have introduced. Just recently I have had the opportunity to deal with the present owners, and while I don't want to get into what is Administrative work, I have been able to negotiate at least initially a half decent reduced price, I think that land in itself, for whatever use the city makes of it, is some kind of an offer we cannot refuse, and therefore, I am introducing this for multiple reasons: 1. to acquire the land, and 2. to provide a need that exists at that particular time. I therefore move to suspend Rule 8.

**The Chair:**

Did I hear you say that it was an offer that we couldn't refuse?

**Mr. Stone:**

Yes. I plan on getting at least one vote for that statement.

REPORTS OF COMMITTEES

**Mr. Stone** presented

No. 877. Report of the Committee on Finance for April 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 750. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Meinhardt Mechanical Service Company, Incorporated, in the amount of One Thousand Four Hundred Fifty Five ($1,455.00) Dollars, in payment for Extra Work in connection with the construction of Bureau of Refuse Office and Locker Facility; and providing for the payment thereof."

Which was read.

Also,

Bill No. 751. A Resolution entitled, "Resolution providing for the issuance of a warant in favor of S. A. Dukes in the amount of Four Hundred Ninety ($490.00) Dollars in payment for installation of iron doors on the Bandstand in Market Square without previous authority of law and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 752. A Resolution entitled, "Resolution taransferring One Thousand ($1,000.00) Dollars from Code Account 1544-1, Chartiers Flood Protection Project to Special Trust Fund C.F.P.P. Chartiers Flood Protection Project/Operation and Maintenance, Department of Public Works."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr, Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 781. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of the Governor's Justice Commission in the amount of $50,895.69 in payment for unexpended funds received from the Commonwealth of Pennsylvania in connection with the Open Schools Program."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 782. A Resolution entitled, "Resolution transferring the amount of $9,000.00 from Code Account 42, City Council and City Clerk's Office Contingent Fund, to Code Account 1838, Miscellaneous Services, Department of Parks and Recreation, Bureau of Recreational Activities."

Which was read.

Also,

Bill No. 783. A Resolution entitled, "Resolution transferring the sum of $18,000.00 to the OPEN SCHOOLS PROGRAM TRUST FUND (OSPTF), $9,000.00 from Code Account 1839, Supplies and Materials, Bureau of Recreational Activities and $9,000.00 from Code Account 41, Real Estate Tax Refunds."

Which was read.

Also,

Bill No. 787. A Resolution entitled, "Resolution amending Resolution No. 325, approved April 4, 1978, entitled, "A Resolution providing for the issuance of warrants in the amount not to exceed $8,500.00 in favor of Ralph Zimmerman Excavating, Inc,, and Rutledge Equipment, in payment for installation of a underground gas tank and parts furnished the City without previous authority of law and providing for the payment thereof", by specifying the amount for each vendor, $8,115.00 for Ralph Zimmerman Excavating, Inc. and $384.41 Rutledge Equipment Company."

Which was read.

**The Chair:**

Is there any discussion on the bills,

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 788. A Resolution entitled, "Resolution determining and authorizing the advertisement for a Public Sale of $14,000,000.00, Principal Amount, General Obligation Bonds of 1978, Series A, for the purpose of financing a portion of the cost of the acquisition and construction of the City of Pittsburgh's 1978 Capital Improvements Program; paying the costs of issuing the Bonds and establishing the useful life of the Projects." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

In regard to Bill No. 788. I move to amend Bill No. 788 by substituting the amortization table in Section 1 . . . I believe that everyone has a copy of this, so that it will not be necessary for me to re-read each line item.

There has been some attempt set, gy-

rations and manipulations, by writers which is not an accurate record of what took place in these Council Chambers. In order to straighten out the record once and for all, let me just say that the Mayor of the City of Pittsburgh, in conjunction with the City Council of the City of Pittsburgh, did, in December of 1977, approve a Capital Improvement Budget for $12,665,000.00. Since that time, at the request of the Mayor, the Administration, that we add $1 Million for emergency bridge, City Council has agreed to that and we have given the wherewith, namely through the Bond Issue, that brought it up to $13,665,-000.00. In order to round off those figures, we made it at $14 Million, which means there is a Council Contingent Fund of $335,000.00 . . . but, again, it is not a $3 Million increase. What was requested by the Mayor and approved by Council in December, 1977 . . . just three or four months ago, was $12,665,000.00, we added at their request, another million, and that is where the Bond Fund went up. I would like as well, to have my summary remarks from last Wednesday incorporated into these minutes.

Mr. Stone's remarks from the meeting of Wednesday, April 26, 1978:

**Mr. Stone:**

Mr. Donahoe, we appreciate your caution. Since you have been the Treasurer, you have maintained a very good status that we shouldn't incur indebtedness and I think that is admirable. We on City Council have a problem of policy and let me amplify if I may.

We happen to have on the Mayor's staff right now, Ken Fields who has spent some five years in the particular area of finance for the City of Pittsburgh. Whether he does or doesn't know, and if he doesn't he should know or else he shouldn't be there. But, I am under the impression that he does know, since he was present at the budget hearings.

I did not hear one word, nor any member of this Council express one drop of a word which would signify that there happened to be a lot of extra money that we needed. Again, there were other comments from you in 1978 and I commend you for that. What happened in January of 1978, we had up to that time to approve the Capital Improvement Budget and not one comment at all from either Ken or the Administration relative to the matter. We did however, indicate by the long process, that Ken Fields eluded, that in order to get the program into the budget you have to involve our budget staff as well. You also involve the Planning Department and you involve the department that is connected with this project, then you go out and get the information from the community and find out what their views are. You then go back to the planning and to the department and decide after the project has been to the community, whether the project is one that is worth and one that should be put into the Capital Improvement Budget.

We had detailed goals and we have printed a lot of material in the six-year span on what we are going to do in the City of Pittsburgh, but behind the scenes we never went back to the city residents to inform them that we were taking something out and to get their views. I don't think that is fair because it is telling the people that we were involved and now we are not going to complete the proposed project.

There were a few bills that came up relating to Chartiers Valley, we had promised a few projects on Arlington Avenue, year after year and mayor after mayor for the last 7 or 8 years. The Anson Bridge was promised, the Crane Avenue project was promised and all we are saying now is that somewhere after the year 1982 it will get done.

It is the strong feeling of City Council that when we have a program that is budgeted, it ought to be carried out. Because if we wait any longer, the price increases by 10 to 18 percent.

In addition to that, it is our contention that the money is there but we are not carrying it out as planned. There are two things to consider: 1 — credibility is the important thing and 2 — instead

of finding different ways to budget it, we ought to start carrying out our goals and in short City Council feels that the city is long overdue and needs that credibility. From now on when we announce a program, we are going to carry it out because we are losing too much money as it is.

I hope that this will be the last time we will have to speak on the subject, but nevertheless, I don't appreciate those people who come in here after three months and try to turn around $7 million of the City of Pittsburgh monies, when they are at fault for not going out to the bond issue.

I do happen to have in my possession a statement from the Water Department which indicates that Director Miller can't carry out the project because we are too late in the bond issue.

Let it be very, very clear that City Council will not be a part of any program which takes something out after it has been put in for a specific project.

Thank you Dave for staying out of the policy thing.

**The Chair:**

Your remarks are well noted Mr. Stone.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 789. A Resolution entitled, "Resolution providing for the issuance of a Warrant to Nan Naffah in the amount of $4,000.00 in full settlement of claim for personal injury and providing for the payment thereof."

Which was read.

Also,

Bill No. 814. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $64,011.02, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 831. A Resolution entitled, "Resolution transferring the sum of $1,000,000 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Capital Project Fund Account PW 78-14, "Emergency Repairs — Bridges" Department of Public Works; for the payment of costs relating to the 1978 Capital Budget and providing for the return of such funds upon receipt of proceeds from the sale of General Public Improvement Bonds for 1978."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 878. Report of the Committee on Public Works for April 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 753. A Resolution entitled, "Resolution granting unto Mitchell's Bar and Grill, 304 Ross Street, the privilege and license to construct, maintain and use, at its own cost and expense, a metal stairway on a portion of the sidewalk on Third Avenue in the First Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 754. A Resolution entitled, "Resolution taking, using, appropriating and condemning certain property of Norfolk and Western Railroad situate in the Twentieth Ward of the City of Pittsburgh, County of Allegheny, and Commonwealth of Pennsylvania, for a sanitary sewer line and other public purposes; and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 802. A Resolution entitled, "Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt blaning and other work incidental thereto, PW 78-07, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being a majority of the votes of Council in the affirmative, the bills passed finally.

Mr. Givens presented

No. 879. Report of the Committee on Planning, Housing & Development for April 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 756. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for authority to construct a four story extension to the existing Jewish Home for the Aged facility on property located in an "R2" Two-Family Residence District bounded by: Browns Hill Road; the "S" Special District northwest of Second Avenue and northeast of the Homestead High Level Bridge and the "M1" Limited Industrial District northeast of the Homestead High Level Bridge approach, 15th Ward."

Which was read.

Also,

Bill No. 757. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(3) of the Zoning Ordinance No. 192, approved May 10, 1958, as amended, for the expansion of the existing St. Michael's Cemetery on approximately 76,200 square feet of vacant land zoned "S" Special District and identified as Lots Numbered 204 and 208, Block 14-H in the Allegheny County Block and Lot System and Lot Numbered 12, Block 13-E in the aforesaid system having 88+ feet of frontage on St. Patrick Street and 285.65 feet of frontage on Gable Street, 17th Ward."

Which was read.

Also,

Bill No. 760. A Resolution entitled, "Resolution providing for an Agreement or Agreemens with the Western Pennsylvania Conservancy for the Neighborhood Lot Beautification Project in an amount not to exceed $40,000 chargeable to and payable from the 1978 Community Development Block Grant Program Trust Fund, Department of City Planning, Neighborhood Lot Beautification Program CP 78-03."

Which was read.

Also,

Bill No. 762. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Public Parking Authority of Pittsburgh for the sale of Parcel C-13a in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Which was read.

Also,

Bill No. 763. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Friendship Federal Savings and Loan Association of Pittsburgh for the sale of Parcel C-16 in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10."

Which was read.

Also,

Bill No. 764. A Resolution entitled,

"Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Buford D. Oliver and Annie L. Oliver for the sale of Parcel 103 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 765. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Herbert D. Sandidge and Hettie T. Sandidge for the sale of Parcel 37 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 766. A Resolution entitled, "Resolution approving the conveyance of Part of Parcel 5a Part of Parcel 7c, Part of Parcel 15 and Parcel 16 from the Urban Redevelopment Authority of Pittsburgh to the Chartiers Valley Flood Control Authority, said property being located in the Twenty-Eighth Ward of the City of Pittsburgh in Redevelopment Area No. 24."

Which was read.

Also,

Bill No. 815. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof."

Which was read.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 880. Report of the Committee on Supplies for April 26, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 747. A Resolution entitled, "Resolution providing for a contract or contracts or use of existing contracts including the purchase of necessary materials, supplies and equipment for the construction of a new communication building on Crane Avenue, Department of Police Project, and providing for the payment of the costs thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 881. Report of the Committee on Parks and Recreation for April 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 784. A Resolution entitled, "Resolution providing for an agreement or agreements with the Pittsburgh Tamburitzans for the furnishing of dance concerts to the residents of Pittsburgh during the year 1978; and providing for the payment of the cost which is not to exceed $9,000.00, and is chargeable to and payable from Code Account 1838, Miscellaneous Services, Department of Parks and Recreation, Bureau of Recreational Activities."

Which was read.

Also,

Bill No. 785. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh, with the Commonwealth of Pennsylvania Department of Community Affairs, for a grant in connection with the Southside Riverfront Park Development Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Southside Riverfront Park Development Project; providing for required assurances; providing for the execution of payment vouchers on Letter of Credit and for certification of authorized signatures; providing for the cost of developing said land including the City's estimated share; and providing assurance for maintenance costs."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 882. Report of the Committee on Lands and Buildings for April 26, 1978, trausmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 768. Resolution authorizing the sale of property in the 3rd Ward, being 3 lots on Dinwiddie, and 1 lot on

Kearney Way, designated as Block 11-A, Lot 176, to Harold and Susie Kelley, his wife, for the sum of $450.00.

Which was read.

Also,

Bill No. 769. Resolution authorizing the sale of property in the 5th Ward, being vacant land on Melwood Street, designated as Block 26-G, Lots 162 and 163, to Daniel R. Pagath, for the sum of $400.00.

Which was read.

Also,

Bill No. 770. Resolution authorizing the sale of property in the 12th Ward, being a lot on Orphan Street, designated as Block 124-F, Lot 229, to Joseph and Stephanie B. Marinello, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 771. Resolution authorizing the sale of property in the 14th Ward, being 5 lots on Naylor Street, designated as Block 54-F, Lots 158, 159 to George E. Roble for the sum of $600.00.

Which was read.

Also,

Bill No. 772. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot on Acorn Street, designated as Block 29-M, Lot 38, to Joseph F. McCarthy and Thomas J. McCarthy, for the sum of $200.00.

Which was read.

Also,

Bill No. 773. Resolution authorizing the sale of property in the 17th Ward, being a 2 story brick house on S. 8th Street, designated as Block 3-F, Lot 17 to Raymond R. Riordan, for the sum of $750.00.

Which was read.

Also,

Bill No. 774. Resolution authorizing the sale of property in the 25th Ward, being a 2 story brick apartment house on N. Charles Street and a 2 story brick house on Melrose Street designated as Block 45-S, Lot 382, to William A. Parker and Gladys N. Parker, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 775. Resolution authorizing the sale of property in the 26th Ward, being a vacant lot on Norris Street, designated as Block 47-A, Lot 98, to Frank M. and Constance H. Waldorf, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 776. Resolution authorizing the sale of property in the 27th Ward, being a vacant lot on Courtright Street, designated as Block 76-J, Lot 317, to Robert R. and Charlotte Life, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 777. Resolution authorizing the sale of property in the 27th Ward, being a vacant lot on Eckert Street, designated as Block 44-D, Lot 124, to Andrew and Cecelia Zelar, his wife, for the sum of $250.00.

Which was read.

Also,

Bill No. 778. Resolution authorizing the sale of property in the 29th Ward, being vacant land on Poplar Grove Street, designated as Block 60-M, Lot 380, to Edward S. and Rosella S. Werthman, his wife, for the sum of $350.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson presented**

No. 443. WHEREAS, the energy crisis in the United States has affected all segments of the society and all areas of the country; and

WHEREAS, the limited energy sources available in the Pittsburgh area, coal and natural gas, are in limited supply; and

WHEREAS, new energy sources are constantly and continuously being explored and tested; and

WHEREAS, Pittsburgh has been designated an energy saving "pace setter" city and the site of this nation's first substantial energy saving project; and

WHEREAS, the sun has become an ever intriguing and innovative source of energy, solar energy; and

WHEREAS, many units of government throughout the United States have designated May 3, 1978 as Sun Day in recognition of the coming of the Solar Age and the many benefits of the use of solar energy such as employment opjportunities and reduced pollution.

NOW, THEREFORE

BE IT RESOLVED that the Members of the Council of the City of Pittsburgh, on behalf of the residents of the City of Pittsburgh, designates May 3, 1978 as Sun Day in the City of Pittsburgh.

Which was read.

**Mr. Givens:**

May I speak to Councilman regarding the second WHEREAS . . . whereas the limited energy sources available in the Pittsburgh area, coal and natural gas, are in limited supply . . . I would think maybe natural gas would be, but I would have to say that there is an abundant supply of coal, some three hundred years worth, and while I appreciate the total resolution, if we look into the solar energy as a new source, for commercial and residential use, I would think that the use of coal gasification is something that we would want to exploit within our particular area for the economy of this particular area.

**The Chair:**

I think that Mr. Robinson is alluding to the fact that if City Council had to dig that coal, we would have a shortage.

Your comments are well noted Mr. Givens.

**Mr. Stone moved for adoption.**

Mr. Bulls seconded the motion.

Which motion prevailed.

Mr. Robinson presented

No. 444. WHEREAS, the City of Pittsburgh has had a residency requirement for all its employees for a number of years, which is rigorously enforced by City Council; and

WHEREAS, City Council believes such a requirement prevents an erosion of the urban job market, strengthens the tax base and aids economic development when employees become consumers within the municipality; and

WHEREAS, the School District of Pittsburgh has a residency requirement for all of its employees and believes that it is important to the continued viability of the School District of Pittsburgh to make every effort to encourage families to live within the School District of Pittsburgh and to improve the school system by employing teachers and others who are familiar with the urban circumstances which are unique to the School District of Pittsburgh.

NOW, THEREFORE,

BE IT RESOLVED that the Members of the Council of the City of Pittsburgh support the effort of the elected Pittsburgh Board of Public Education to determine on the local level whether it wishes to have a residency requirement and City Council asks the members of the Pennsylvania General Assembly and the Governor of the Commonwealth of Pennsylvania to preserve the local option regarding school district residency.

Which was read.

Mr. Lally:

Mr. President, this particular bill is now in the Senate, and it is also in the Supreme Court of Pennsylvania being tested by the Teachers Union. Al Fondy's union has questioned it, also my own union and other unions within the City have questioned the residency clause. We are unable to get good employees to work for the School Board due to the fact that they do not live in the City. Under these circumstances, it makes it pretty tough to get the people that we want to be employed by the School Board. It is part of the negotiations at the present time between the School Board and the unions. So, under these circumstances, I have to be against this Resolution.

Mr. Bulls:

If I may say something, and I am only speaking as one Council member. One of the problems that lie in the School System perhaps might be the dedication of the teachers. I feel that if you don't live in a particular area, the dedication is not there . . . I feel that there should be a requirement that teachers, just like councilmen, who have to live in the City to be a Councilman, you should definately have to live in the City to be a teacher in the School System in the City of Pittsburgh . . . without a doubt.

Mr. Robinson:

Mr. President, if I may speak just briefly on this Resolution, I think that the prerogative which now exists with the School Board is one that all of us here on Council can understand in terms of various issues that have been brought before us, that we felt that we were better qualified to deal with, as elected representatives of the City of Pittsburgh. I think the same stands for the members of the School Board who are elected to make those kind of decisions which deal with the general operation of the School District. Whether we do or do not have a residency requirement I believe, should remain with the School Board itself. And I think for those of us who have continuously spoken through the whole issue of trying to solve our unemployment problem in this City, and trying to help people stay in the City of Pittsburgh and believe in this City, and I think it is constituent to attempt to do what we can to encourage that. That is what this Resolution is geared to do . . . it is geared to encourage all kinds of efforts that are designed to keep peo-

ple in our City and to find opportunities for people within the City of Pittsburgh.

I would just like to take a slight exception to Mr. Lally's concern that we can't find qualified people in the City of Pittsburgh for various jobs. I think that sometimes we say that, but we have not used all the vigorous means and methods at our disposal. That is why I am particularly concerned that we not give up another prerogative that we have here in the City to try where we can to increase our employment situation here and to make people believe in Pittsburgh. Those are the reasons that I am supporting this Resolution and that is why I am asking the other members of Council to do the same.

**The Chair:**

Well, we certainly have a difference of opinion here.

**Mr. Stone:**

Mr. President, if I may, I believe it is no secret on this Council that Robert Rade Stone has been totally against anyone who doesn't live in the City serving in the City of Pittsburgh serving on a Board, on its Commissions or as an employee. I believed then, and I believe now, that if its is good enough to work in it, it is good enough to live in it.

I do have one problem, and I would like to share this . . . and that is that the School District is a separate jurisdiction, a separate body, and my personal thoughts are that I don't believe that we should be legislating for the School District . . . that does cause me concern. But, as I read a little more technically the present RESOLVED in this particular Resolution, it seems to indicate — to determine — which means that we are referring it to them for that determination. While I have some concerns on legislating for the others, as long as that decision lies with them, then I can endorse it.

**Mr. Coyne:**

Mr. President, I would just like to address a question to Mr. Robinson, do we have any indication of what the percentage of in-city teachers is?

**Mr. Robinson:**

I don't have that information handy.

**Mr. Lally:**

Not only in-city teachers, Bill, but there are others, maintenance people and other employees of the School Board. I don't know what the percentage is, but I know. there are a few who don't live in the City.

**The Chair:**

That is the one thing that I wanted to hit upon . . . I know for a fact that they are hiring maintenance people, outside the City of Pittsburgh, in fact, quite a few, and this has caused quite a bit of concern.

**Mr. Lally:**

That is the only way we can get people to work there, when they don't live in the city. I have referred, in the last month, six or eight people out to the School Board, and without a residency clause, they were told that they couldn't take them. This has been a problem.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mrs. Masloff | |

Ayes 5 Noes 3
(Mr. Givens, Mr. Lally and Mr. DePasquale voting no)

And there being a majority of the votes of Council in the affirmative, the bill passed finally.

The Chair:

I would like to exercise the prerogative of the Chair to discuss a phone call which I received from George Ogg, the Vice President of Teamsters Local #249, it appears that Mr. Ogg, and a couple of his colleagues were arrested over the weekend while picketing at the Allside site on Brighton Road, which is a subsidiary of U. S. Steel. Mr. Ogg states that without provocation the City of Pittsburgh dispatched City Police to march on the picket line with them. This is quite unheard of. We are all quite familiar with the oppression and the bitterness towards unions in the country. I don't know about other people, but it is scaring me, it is to a point now where it is sort of ridiculous. I am not saying that unions are always right, that is for sure, but at the same time, if there is bonifide picket line on, dispatching city police is wrong, when they are needed much more in the area of serious crimes, such as in the area of murders, rape, muggings, what have you . . . and it has been my dispute with Superintendent Coll and the Police Department period, that too often, and I am not saying that I condone any of these crimes, chasing number writers, prostitutes, and bars which serve after hours. I think the police can be deployed a lot better and certainly in a better fashion than walking picket lines . . . especially a bonifide picket line when there is no reason whatsoever. Now if violence occurred, certainly they should be down there to protect not only the public but the pickets also. But apparantly no violence occurred until the police arrived, this may have set it off, if there was violence. There were three or four or five arrests, and it is sort of cruel and harsh. and Mr. Ogg went so far as to request a public hearing of City Council. I think he called Mike Perry to try to set that hearing up. I would just like to make you aware of the incidents that went on over the weekend.

Mr. Lally moved to approve the minutes of Monday, April 17, 1978.

Mr. Stone seconded the motion. „

Which motion prevailed.

And on motion of Mr. Robinson

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, May 8, 1978 No. 19



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, May 8, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

ABSENT:

Mr. Stone

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 886. Resolution providing for the issuance of a warrant in favor of Gacon Construction Company in the amount of Ten Thousand Seven Hundred Fifty ($10,750.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Forbes Avenue from Grant Street to Wood Street and providing for the payment thereof.

Also

No. 887. Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of Nine Hundred Twenty-Eight Dollars and Fifteen Cents ($928.15), in payment for extra work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof.

Also

No. 888. Resolution transferring the sum of Twelve Thousand ($12,000.00) Dollars from Code Account No. 1167 — Wages, Regular Employees, Division of Collection and Disposition, Department of Environmental Services, to Code Account No. 1176 — Miscellaneous Services, Department of Environmental Services.

Which were severally read and referred to the Committee on Finance.

Also

No. 889. Communication from John E. Ruff, Director, Department of Public Works, requesting interim approval of

payment of $587.50 for extra work in connection with Perrysville Avenue-Federal Street to Federal Street Extension, Controller's Contract No. 21916.

Also

No. 890. Petition from residents of Peerless Way requesting construction of a public sewer between Dawn Way and approximately 300' Northwardly along Peerless Way.

Also

No. 891. Communication from John E. Ruff, Director, Department of Public Works, requesting permission for himself and Mr. McGee to attend Federal Highway Administration meeting, Harrisburg, PA, May 5, 1978, at a cost not to exceed $230.00, payable from Code Account 1530, Miscellaneous Services, Department of Public Works.

Also

No. 892. Communication from John E. Ruff, Director, Department of Public Works, requesting permission for Messrs. Gaetano, Perrella and Tarasi of the Department of Public Works to attend Education Foundation Workshop, Boston, Massachusetts, May 9-10, 1978, at a cost not to exceed $1,400.00, payable from Code Account 1530, Miscellaneous Services, Department of Public Works.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 893. Resolution amending Resolution 551 of 1977 which amended Resolution 1046 of 1976 to reflect new groupings of projects within departments.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 894. Resolution authorizing the sale of property in the 4th Ward, being vacant land on Kennett Place, designated as Block 28-N, Lot 164 and 28-P, Lot 68 to Ronald G. and Frances M. Bovard, his wife, for the sum of $150.00.

Also

No. 895. Resolution authorizing the sale of property in the 5th Ward, being a 2 story brick house on Shipton Street, designated as Block 10-J, Lot 225, to John J. James, for the sum of $600.00.

Also

No. 896. Resolution authorizing the sale of property in the 6th Ward, being vacant land on Lorigan, Chopin and Belvidere Streets designated as Block 26-C, Lots 158-213, inclusive to Daniel J. McGreevy, for the sum of $7,425.00.

Also

No. 897. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Verona Boulevard, designated as Block 173-C, Lot 221, to Robert E. and Elizabeth G. Smith, his wife, for the sum of $525.00.

Also

No. 898. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Homewood Avenue, designated as Block 174-N, Lot 191, to Rev. John M. and Betty Jean Wallace, his wife, for the sum of $750.00.

Also

No. 899. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Homewood Avenue, designated as Block 174-N, Lot 192, to Rev. John M. and Betty Jean Wallace, his wife, for the sum of $1,500.00.

Also

No. 900. Resolution authorizing the sale of property in the 16th Ward, being a 2 story frame house on Leticoe Street, designated as Block 13-C, Lot 27, to Demetrius Ristich, for the sum of $800.00.

Also

No. 901. Resolution authorizing the sale of property in the 18th Ward, being a 2½ story frame house on Delmont Avenue between Chalfont and Sylvania, designated as Block 15-L, Lot 168 to Irvin and Mildred Williams, his wife, for the sum of $750.00.

Also

No. 902. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Glasgow Street, designated as Block 21-J, Lots 154, 156 to John C. and Dorothy J. Herman, his wife, for the sum of $2,500.00.

Also

No. 903. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Glasgow Street, designated as Block 21-J, Lots 172, 173, to David A. and Diane Crawley, his wife, for the sum of $400.00.

Also

No. 904. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Keever Avenue, designated as Block 40-R, Lot 200 to Charles E. and Barbara J. Montgomery, his wife, for the sum of $400.00.

Also

No. 905. Resolution authorizing the sale of property in the 29th Ward, being vacant land on Nobles Lane, designated as Block 60-J, Lot 162, to Robert Lucatorto, etal, for the sum of $1,500.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 906. Resolution authorizing the issuance of a warrant in favor of Marchase Refrigeration Service, Inc., in the amount of $6,500.00 in payment for emergency repair of a compressor at the Schenley Park Skating Rink, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 907. Resolution authorizing the issuance of a warrant in favor of Duquesne Light Co., in the amount of $3,037.00 in payment for work performed at Phipps Conservatory, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 908. Resolution authorizing the issuance of a warrant in favor Domenic Parente Contractors, Inc., in the amount of $9,971.00 in payment for extra work in connection with street tree planting, Contract No. 22528-F, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 909. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $3,289.00 for additional costs in connection with Homewood Swimming Pool Plumbing Contract, Controller's Contract No. 22225.

Also

No. 910. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $1,220.00 for additional costs in connection with Homewood Swimming

Pool Electrical Contract, Controller's Contract No. 22226.

Which were read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 911. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Tools, etc., for the Bureau of Employment and Training, Department of Personnel and Civil Service, and for the payment thereof.

Also

No. 912. Resolution providing for the letting of a contract for the furnishing, delivery and installation of Cassette Features, etc., on mini-computers, for the Office of the City Controller, and for the payment thereof.

Also

No. 913. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment, etc., for the Bureau of Grounds and Buildings, Department of Parks and Recreation, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Robinson for Mr. Stone presented

No. 914. Resolution authorizing a duplicate warrant to Mercy Hospital in the amount of $125.00, Warrant No. 107694 to replace warrant which was lost, stolen or inadvertently destroyed.

Also

No. 915. Resolution providing for issuance of One Thousand Five Hundred Twelve ($1,512.00) Dollars warrant to Laird G. Hayes for stenographic reporting services in connection with Commission on Human Relations public hearings, without previous authority of law, payable from Code Account 1035, Miscellaneous Services, Commission on Human Relations.

Also

No. 916. Resolution authorizing issuance of a warrant in favor of Steven Lewis and Sharon Elaine Brandt in the sum of $729.41 in settlement of claim for damage and providing for payment thereof.

Also

No. 917. Resolution providing for the issuance of a warrant to Frank Weiss in the amount of $850.00 in full settlement of lawsuit for property damage, and providing for the payment thereof.

Also

No. 918. Resolution providing for an Agreement or Agreements with physician or physicians to provide physical examinations for CETA applicants and providing for the payment of the costs thereof.

Also

No. 919. Resolution authorizing the Mayor to enter into an agreement or agreements with Johnson and Higgins of Pennsylvania, for actuarial and related services and studies of the Municipal Pension Funds, the Policemen's Relief and Pension Fund, and the Firemen's Relief and Pension Fund, and providing for the payment of the costs thereof.

Also

No. 920. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, to attend U. S. Department of Labor Skill Training Improvement Program Conference, Philadelphia, PA May 11, 1978, at cost not to exceed $110.00, payable from CETA Code Account, Federal Funds.

Also

No. 921. Communication from Melanie J. Smith, Dircetor of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, to attend State Manpower Services Council Conference, Harrisburg, PA, May 18, 1978, at cost not to exceed $110.00, payable from CETA Code Account, Federal Funds.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented

Bill No. 923.

CITY OF PITTSBURGH
Richard S. Caliguiri, Mayor

May 5, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania 15219

Re: Bill No. 788

Dear Gentlemen and Madame:

Bill No. 788 is a Resolution authorizing the sale of $14 million in bonds for Capital Improvements for 1978.

I am returnng this Bill, herewith, with my veto.

I cannot, in all good conscience, sign a bill that I believe to be financially unsound. Your proposal to sell $14 million in bonds represents a $3 million increase over my recommendation of $11 million. In effect, you would be spending $3 million for projects that will never be started this year. The interest charges on this idle money alone would be $180,000 in 1979 and approximately $2 million over the twenty year life of the bonds

In addition, by deferring projects that cannot get underway this year, I hoped to free up money to retire a $5 million short-term note issued to finance the federal share of certain reimbursable projects. This would have saved the taxpayers another $225,000 in interest charges this year and next.

Instead of effecting a $405,000 savings in interest charges, sorely needed for next year's budget, Council's action will add further to our 1979 budget costs.

My original Capital Budget called for a bond sale of $12.8 million. However, a major review of 1978 Capital Improvement projects as well as other projects holding over from previous years indicated that ten of these could not be started in 1978.

We fully intend to go ahead with these projects when it is determined that construction on them can begin. Two other projects were dropped from the 1978 program — the rehabilitation of Skookum Field in Mt. Washington due to a community re-evaluation of the project and the Browns Hill project. As part of its 1978 street rehabilitation program, the City plans to resurface Browns Hill from the Beechwood Boulevard, Browns Hill and Hazelwood intersection to Monitor Street and the County will resurface that portion from the bridge to that intersection. In addition, the Department of Public Works plans to do an evaluation of the traffic signal system at the intersection.

As a result of this review, the Capital Budget bond sale was reduced from $12.8 million to $10 million with an additional $1 million being appropriated for our critical bridge inspection and repair needs.

The $11 million I recommended is all that we need for 1978. No matter what the previous commitments were or how much money is allocated, no added projects can be started this year.

I want to emphasize that despite the deferments of some projects in 1978, my administration's record for total expend-

itures on capital improvements and for project funds under contract in 1977 far exceeds that of any previous period over the past five years.

For example, last year $28.3 million was spent on capital improvement projects compared to $15.8 million in 1973. The amount under contract in 1977 was $39.1 million compared to $8.7 million in 1973. The average capital expenditures between 1973 and 1976 were $16.5 million and the amount under contract during that same period was $14.3 million. I am attaching a copy of the Capital Spending Statistics 1973-77.

These figures indicate that this administration has been doing a most creditable job in moving ahead on its capital improvement commitments.

It is the contention of some members of Council that city government loses credibility with the people when it does not fulfill its commitments. On the face of it, this is obviously true.

However, we are more likely to lose our credibility when we do not face up to our responsibilities openly and honestly.

Therefore, for the above stated reasons, I am vetoing Council Bill No. 788 and returning it unsigned. I urge you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
Richard S. Caliguiri

CAPITAL SPENDING HISTORY
1973-1977
(in Millions)

The following is a summary of Capital Improvement Program implementation for the years 1973-1977. Shown for each year are the actual cash expenditures for that year, the amount unspent but encumbered under contract on December 31, of that year, and the total of these two items for the City's own Bond or Capital Project Funds, Trust Funds set up for capital improvements, the Community Development Block Grant Program and the Local Public Works Emergency Act Program.

| Year | Expenditures | Contract | Total |
|---|---|---|---|
| 1973-Bond | $ 9.6 | $ 3.7 | $13.3 |
| Trust | 6.2 | 5.0 | 11.2 |
| | $15.8 | $ 8.7 | $24.5 |
| 1974-Bond | $ 7.6 | $ 5.7 | $13.3 |
| Trust | 6.2 | 8.3 | 14.5 |
| | $13.8 | $14.0 | $27.8 |
| 1975-Bond | $ 7.6 | $ 3.7 | $11.3 |
| Trust | 4.2 | 5.7 | 9.9 |
| C.D. | 1.4 | 7.7 | 9.1 |
| | $13.2 | $17.1 | $30.3 |
| 1976-CPF* | $ 7.9 | $ 3.6 | $11.5 |
| Trust | 6.5 | 2.3 | 8.8 |
| C.D. | 8.8 | 11.6 | 20.4 |
| | $23.2 | $17.5 | $40.7 |
| 1977-CPF* | $16.6 | $ 9.3 | $25.9 |
| Trust | 1.3 | 1.1 | 2.4 |
| C.D. | 10.6 | 15.7 | 26.3 |
| LPWEA | 0 | 13.0 | 13.0 |
| | $28.5 | $39.1 | $67.6 |

*Capital Project Funds

Which was read, received and filed.

Also,

Bill No. 788. A Resolution entitled, "Resolution determining and authorizing the Advertisement for a Public Sale of $14,000,000.00, Principal Amount, General Obligation Bonds of 1978, Series A, for the purpose of financing a portion of the cost of the acquisition and construction of the City of Pittsburgh's 1978 Capital Improvements Program; paying the costs of issuing the bonds and establishing the useful life of the Projects." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 924

FROM: Robert Rade Stone — Finance Chairman City-Council

TO: Members of City-Council

DATE: May 8, 1978

IN RE: Mayor's Veto Of 1978 Bond Sales Ordinance

Mr. President and Members of City-Council:

We have received word of the Mayor's veto of the 1978 Capital Budget Bond Sale.

While there is an attempt to engage in some latent rationalization of "inability to perform" this is most unwelcomed news.

This veto is really a veto of the Mayor's own Capital Budget, for the bond sale contains the capital improvement budget which this administration gave to City-Council—less than 6 months ago, during one of the most probing City-Council budget hearings, ever held, as late as December of 1977.

During the time of the budget Hearings the administration through its representatives at the council table "promised" to perform and represented their ability to perform, all of the projects listed in 1978 Capital Budget, as well as those in Capital Budgets of prior years, and in order to fulfill its "promises", "promised" additionally, to sell bonds earlier in 1978, so that the money would be available, and "all projects" could be completed, per their "promises", in 1978.

Relative to the sale of these bonds, it took this administration over 4 months to find bond counsel. This administration failed to sell bonds "as promised", even during the months of January and February of 1978 (which were the most favorable months for a sale, this year).

In spite of a "promise" by the administration to sell the bonds early in 1978, we now learned that the bonds were not intended to be sold until June of 1978, and that the City is on some "undisclosed performance schedule" extending over 2 years and having no relationship to the calendar year 1978.

We are in possession of a written reply from various directors of this City indicating that because the bond sale was not conducted earlier in 1978 (by the administration) that certain of their projects can not be completed in 1978. In spite of the prodding from this council, almost weekly, we learned from this administration, less than 3 months ago publicly and probably less privately, that the administration contemplated changes, even to those things that it warranted and represented, it would complete.

The administration, through its fiscal advisor, strongly manifested their ability "to perform" in December of 1977. They ask and we accepted that representation! Now they are asking for a change. Are they sure this time ??? How are we to know??? When will the next change be forthcoming — in 3 more months???

The administration's fiscal advisor, Ken Fields, indicated that this administration, before it put projects into the Capital Budget, "exhausted" its full mechanism and procedure for planning, review and inclusion, including, but not limited to, its full planning staff, all of its directors, and yes, allegedly, — even full knowledge and full opportunity for the citizens and neighborhoods to offer their input, and to receive from this administration its "promise' that' that the project — would be incorporated into the Capital Improvement Budget and be done! But, in spite of those "promises" and in spite of notice to the citizens prior to those inclusions, the administration, WITHOUT ANY NOTICE TO THE CITIZENS, now, would like City-Council to remove them!

The citizens were "consulted" to put the project into the Capital Budget, why not consult them — to take the projects out of the Capital Budget???

Why the sudden change anyway? Our new Mayor has been the Mayor for over a year and he has as his "technical fiscal advisor", Ken Fields, he should know or should have known over these past 5 years, let alone these past 3 months, that these projects could or could not have been accomplished. If the Mayor it to rely on "that ability", can we afford to rely on his? It is time for the Mayor to get back into the "driver's seat" and not be misled by his fiscal officer, whose credibility, even on the smallest of matters, leaves much to be desired.

There has been an attempt in the Mayor's letter (supplied with "facts" by his fiscal officer) to indicate that without these latent budget changes, there will be some additionl interest burdens.

Did the administration or this fiscal officer, complain, at any time, when the city gained in excess of 7% interest on the monies, on projects which were delayed? More importantly, why did he push the projects in December of 1977??? Why did he not forsee the "alleged inability" and reprogram those projects then??? Was that perhaps too logical to perceive???

Is it now time for the administration and/or its fiscal advisor to claim responsibility for LOSS to the City of Pittsburgh of 10 to 18%, yearly, in the cost of escalation, due to its delay in performing the projects "as promised" and/or its inability to detect, earlier, its alleged "inability to perform".

Will the City of Pittsburgh as a result of this delay, be able "to afford" the projects, later, in the face of the rapid rate of escalation of costs???

It is an admitted fact that this City Council has continually provided the monies necessary to carry on projects. Why then has nothing been done to move the projects? One need not be a "fiscal wizard nor a magician" — to complete a project — promised anywhere from 5 to 30 years — nor to find out, an alleged 'inability to perform".

Perhaps the administration is embarrassed to find so much money in old bond account in 1977, 1976, 1975, 1974, 1973, and in some cases — even earlier. Why don't we complete the projects and remove the embarrassment, as we improve the credibility!

Why can't these projects be completed? The reason may lie in the fact that we are short in manpower goals. The former Mayor, flagrantly, failed to fill necessary vacancies (which he requested). Regretably, our present Mayor, with too much dependency and too much reliance on the '"hold-over Flaherty Fiscal Aide' is slipping into the same rut. Although the administration at budget time, expressed some "objection" to the removal of positions in the budget, (council maintains a policy that "if you will not fill the vacancies, we will not tax the citizens for unfilled vacancies") this administration, nevertheless, has failed to fill over 52 vacancies alone in the Public Works Department, a major city department; and — there are other vacancies in other departments.

This administration, like the past administration, has begun and is continuing a very serious practice of misusing federal funds. Under the CETA program, federal monies were given to the City of Pittsburgh to provide employment over and above the City's effort. In short, the City had to maintain a "maintenance of effort".

A recent article which appeared in a local newspaper on this subject was accurate: but a more glowing and more serious abuse of that program was our own City of Pittsburgh which has been blatantly using CETA monies to pay for Tax Budget Employees in a continuation of the projected "game of surplus".

If the administration does not "maintain the city's effort" in violation of the federal regulations, in spite of City-Council's continual warnings over the past 4 years, and a warning in December of 1977, by the administration's director in charge of the CETA program, we will be seriously jeopardizing the City of Pittsburgh's financial ability.

Could we afford to lose all the Federal monies we are getting from the Federal Government???

The Mayor in his letter has indicated "some councilmen express concern about the credibility of Government to its citizens". This is true for I, first and foremost, am one of those councilmen who is concerned! Evidence of the Mayor's "concern" for this matter of credibility is evident by the little attention he gives to it — in his lengthly letter.

This City Council, however, does value its credibility with its members, with the administrations, and most importantly, with the citizens of the City of Pittsburgh!

If we plan, promise and fund a project why not complete it??? Timely and actual performance of a project, is even more important than the early"promise"! This City Council has and will continue, to keep City Government credible!

The Mayor indicates that allegedly these projects will be "delayed". He "promises" that! He and the Mayor before him also "promised" that. What do the citizens get with "future promises"? Let us assume for the moment that the "promises" are good. What guarantee is there for the citizens, that even with good intentions that, later, "down the line" — that funds will be there to carry out the project or that the administration will not eliminate the project altogether, as "unnecessary", as was done in the case of the Brown's Hill Project. "Future excuses" will not satisfy "past public relations promises".

As finance chairman of City Council, I find that the solution is not a complex one. In fact, it is a simple one — DO THE JOB!!!

Has the Mayor and/or his staff really checked to ascertain the so-called "alleged inability to perform" this time??? I personally have made some inquiries into some of the "alleged inabilities to perform" and I have received some encouraging news on at least 2 projects and we can proceed.

As Finance Chairman of this City-Council, I deeply and sincerely regret this exchange of letters. This City-Council earlier in this administration openly and clearly indicated its desire and intent to work with this adminittration. This did not mean, nor should it mean, that this City-Council would "rubber stamp" any "whim" of the Mayor.

I believe that this City-Council is still genuinely interested in working together as co-governmental partners in Pittsburgh's movement. But this is a "two-way" exchange!

I personally have offered to meet with the Mayor and/or his fiscal staff, at any time, on any major proposal, in the interest of the City of Pittsburgh — in advance of any public submission to City Council. Although the administration and its staff admits that this should be done — this was not done in this case!

It is shocking to me as the Finance Chairman to know that the administration — in less than 3 monhts — was attempting to "toy around" with 7 million dollars.

Seven million dollars is too much money to "toy around with" in such a short period. Goodness knows we need more stability than that! And Goodness knows someone better watch! If the Mayor will permit his fiscal officer, Ken Fields, to lead the financial destiny of this City — unchallenged, then some additional responsibilities seems, now, to fall upon this City Council.

In conclusion, fiscal responsibility requires timely and actual performance of projects!!! In order to keep credibility in government and to maintain a responsibility in matters fiscal in this City, I urge this City Council to over-ride the Mayor's veto.

Which was read, received and filed.

**The Chair:**

As Mr. Perry stated, we are voting here to override or sustain the veto on the Capital Budget. Mr. Stone's letter is quite a lengthy one. Most of the facts contained in the letter, as you are quite aware of, Mr. Stone has voiced his opinion several times as to how he feels, and he puts it in writing here. All of the members of Council have a copy, and have had an opportunity to read it, and the same goes for the Press. I know you did read it in your spare time, so, I will not repeat the letter, except to say that Mr. Stone definately feels very strongly towards overrinding the Mayor's veto. Unfortunately, he was not able to be here today. We have seven members here, and to override the veto, we need a total of six of the seven members. Therefore, at this stage, I would like to ask someone from the Council ranks to make a motion to override the veto.

**Mr. Coyne** moved to override the Mayor's veto.

**Mr. Givens** seconded the motion.

**The Chair:**

Is there any discussion on the veto?

**Mr. Givens:**

Mr. President, I could make one suggestion while it is still open before the vote. I agree with the principals of Councilman Stone's position, however, I do not agree with his ridicule of the Adminiration's integrity, or the tone of the statements that he addressed to the Councilmen.

**The Chair:**

Thank you Mr. Givens, your comments are well noted.

**Mr. Coyne:**

Mr. President, I just can't let that remark go, because in reading Mr. Stone's document I didn't perceive anyone to attack either the Mayor's integrity, or the Administration's integrity.

Is there any further discussion on the veto?

And on the question, "Shall the veto be overridden?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | | |
|---|---|---|
| Mr. Bulls | | Mrs. Masloff |
| Mr. Coyne | | Mr. Robinson |
| Mr. Givens | | Mr. DePasquale |
| Mr. Lally | | (Pres't) |
| Ayes | 7 | Noes none |

And there being two-thirds of the votes of Council in the affirmative, the veto was overridden.

REPORTS OF COMMITTEES

**Mr. Robinson** for Mr. Stone presented

No. 925. Report of the Committee on Finance for May 3, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 728. A Resolution entitled, "Resolution providing for the issuance of a warrant amounting to $29,429.00 in favor of Foss Motors, Inc., in payment for the purchase of pick-up trucks currently on rental and providing for the payment thereof."

Which was read.

Also,

Bill No. 799. A Resolution entitled, "Resolution amending Ordinance No. 746, approved December 15, 1975, entitl-

ed, 'Authorizing the Mayor to issue and the City Controller to countersign a warant in favor of Boquet Construction Company, Incorporated, in the amount of $1,250.00 in payment for "Extra Work" being in addition to the original contract price of $89,800.50 on Controller's Contract Number 21759F furnished for the benefit of the City in connection with waterline installations — various locations, without previous authority of law, chargeable to and payable from the Community Development Block Grant Program Trust Fund, Department of Water' by decreasing the amount of the warrant."

Which was read.

Also,

Bill No. 803. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Atwood and Bates Construction Company, Incorporated, in the amount of Seven Thousand Seven Hundred Seven Dollars ($7,707.00), in payment for Extra Work in connection with the rehabilitation of Ninth Street from Liberty Avenue to Fort Duquesne Boulevard and other work incidental thereto, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 832. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Barbara Long in the sum of 657.95 in settlement of claim for damage and providing for payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 833. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Programs Diocesan School Board of Pittsburgh, Inc., effective May 1, 1978, for the implementation of the City Youth Employment Program and providing for the payment of the costs thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 869. A Resolution entitled, "Resolution authorizing the City to increase its lease rental debt by entering into a Second Supplement to the Articles of Agreement with Public Auditorium Authority of Pittsburgh and Allegheny County, requiring annual payments by the City of Pittsburgh which payments will be sufficient to pay one-half of the Principal and Interest on the said Authority's Series C Bonds, the proceeds of which will be used in part to refund the Authority's presently outstanding Series A and Series B Bonds, approving the Form of Agreement, approving the report of Charles W. Strong and authorizing proceedings to exclude a portion of said lease rental debt as self-liquidating debt."

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Givens:

Mr. President, on Bill 869, I would like to recommit this bill to the Finance Committee for the May 10th meeting, wherein our Finance Chairman will be back in town during that period of time. The Commissioners, as we have all probably heard, or read, had tabled this particular issue last Thursday, and I would also like to request that our City Controller, John McGrady, review the report and give a report to Council on the exclusion of self-liquidating debts, and also to address us on the question of albatross, wherein the authority expects to purchase $3.6 Million U. S. Treasury Notes at 7-7/8%. If this could be done, I think we would have a much better understanding and it would give our Controller the opportunity to review this contractural agreement that we are going into.

I therefore, make a motion to recommit Bill No. 869.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Coyne presented

No. 926. Report of the Committee on Public Works for May 3, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 481. An Ordinance entitled, "An Ordinance amending Ordinance No. 12, approved May 5, 1977, effective May 11, 1977, entitled, 'An Ordinance — Requiring expenditures on certain buildings or structures for ornamental or other fine art additions in the City of Pittsburgh,' by clarifying certain language dealing, inter alia, with municipal projects and estimated cost, and revising or deleting certain other sections." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 804. A Resolution entitled, "Resolution taking, using, appropriating and condemning certain property of Domenick and Elsia Maiella, situate in the Twentieth Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, for the widening of Roseberry Street and other public purposes; and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No 805. A Resolution entitled, "Resolution vacating Newcomer Street between Kelvin Street and Huxley Street in the Twentieth Ward of the City of Pittsburgh, excepting and reserving a 20-foot sewer easement for the existing sewer line located therein."

Which was read.

Also,

Bill No. 806. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled, 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof', approved October 3, 1922, as amended and supplemented "

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 927. Report of the Committee on Planning, Housing and Development for May 3, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 761. A Resolution entitled, "Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Fund to enter into an Agreement or Agreements with the Urban League of Pittsburgh, Inc., for city-wide housing counseling and housing information services to the City in carrying out its Community Development Program, and providing for the payment of the cost thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Robinson:**

Relative to this bill, I would like to have my comments from Wednesday's meeting included into the record. Specifically those comments deal with the necessity for this City Council and hopefully the Administration to address the concerns of small landlords in this to provide housing for a great majority of the people who live in our City and hopefully, this Agreement, in its final form, will reflect our concern.

Mr. Robinson's comments from the meeting of Wednesday, May 3, 1978:

**Mr. Robinson:**

If I might, I unfortunately did not get the information I had requested from Mr. Reichstein in time enough to share with the other members of Council, but the proposed agreement does not have included in it any type of provision for specific assistance for small landlords. Perhaps it is just some technical problem why it cannot be done, but I do have correspondence from the Urban League, which I shared with Councilman Givens, expressing their concerns, giving us some specifics, and also indicating the amount of money they think would do, roughly $15,000.00. They also indicated in a note that their auditors — they have sufficient funds to perform these additional services, but what they need is the authorization to hire someone. I assume this authorization is to come from Mr. Reichstein, and I hope he can work with them in that regard.

I would like to move that the final agreement between Urban League and the City of Pittsburgh have City Council approval.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 810. A Resolution entitled, "Resolution providing for the Mayor and the Director of the Department of City Development to enter into an agreement or agreements with the Urban Redevelopment Authority of Pittsburgh to provide for engineering and design studies of Herr's Island and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 811. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Port Authority of Allegheny County for the operation of the model neighborhood Reduced Fare Bus Loop Project for the period from May 1, 1978 through April 30, 1979, in an amount not to exceed $270,000, chargeable to and payable from the 1978 Community Development Block Grant Program Trust Fund, Department of City Planning, Reduced Bus Loop Project, CP-78-01."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Deasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 928. Report of the Committee on Supplies for May 3, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 828. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Direction Finder, etc., for the Radio Improvements Division, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 829. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Utility Vehicles, for the Distribution Division, Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 830. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Gas Detectors and Accessories, for the Bureau of Operations, Department of Public Works, and for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Bulls presented

No. 929. Report of the Committee on Public Safety for May 3, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 800. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Transportation for a grant in connection with the EMS Equipment Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the EMS Equipment Project; providing for required assurances, providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 930. Report of the Committee on Lands and Buildings for May 3, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 816. A Resolution entitled, "Resolution providing for an Agreement or Agreements with R. C. Firsching and Associates for engineering services in connection with renovations to the heating system, City-County Building, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 817. Resolution authorizing the sale of property in the 3rd Ward, being a 2½ story brick house on Miller Street, designated as Block 11-E, Lot 306, to Roosevelt T. Thomas, Sr. and Mary Alice Thomas, his wife, for the sum of $375.00.

Which was read.

Also,

Bill No. 818. Resolution authorizing the sale of property in the 5th Ward, being a Lot on McClarren Street, designated as Block 10-K, Lot 346, to Eugene C. and Johnetta W. Webb, his wife, for the sum of $650.00.

Which was read.

Also,

Bill No. 819. Resolution authorizing the sale of property in the 10th Ward, being a lot on Schenley Avenue, designated as Block 50-C, Lot 48, to A. D. Williams and Jannie Williams, his daughter, for the sum of $350.00.

Which was read.

Also,

Bill No. 820. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on McDonald Street, designated as Block 124-J, Lot 162, to James P. and Janet M. Rulli, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 821. Resolution authorizing the sale of property in the 13th Ward, being a 2 story frame house on Singer Place, designated as Block 232-E, Lot 18, to Mrs. Ella May Gould for the sum of $200.00.

Which was read.

Also,

Bill No. 822. Resolution authorizing the sale of property in the 13th Ward, being a 2½ story frame house on Tioga Street, designated as Block 174-E, Lot 2, to the Galilee Baptist Church, for the sum of $750.00.

Which was read.

Also,

Bill No. 823. Resolution authorizing the sale of property in the 19th Ward, being a lot on Southern Avenue, designated as Block 15-B, Lot 28, to Regina M. Martin, for the sum of $250.00.

Which was read.

Also,

Bill No. 824. Resolution authorizing the sale of property in the 20th Ward, being 3 lots on Chartiers Avenue, designated as Block 20-F, Lots 252, 254, to Carl Sbraccia and Eleanor Sbraccia, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 825. Resolution authorizing the sale of property in the 21st Ward, being a lot on Marvista Street, designated as Block 22-B, Lot 72, to Ann F. Kesprzyk, Etal, for the sum of $200.00.

Which was read.

Also,

Bill No. 826. Resolution authorizing the sale of property in the 28th Ward, being vacant land on Elmdale Road, designated as Block 18-E, Lots 151, 156, to John H. and Jean M. Kern, his wife, for the sum of $1,500.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 876. A Resolution entitled, "Resolution authorizing and directing the Director of the Department of Lands and Buildings, on behalf of the City of Pittsburgh to purchase certain property for use as a Senior Citizen Facility and/or Multi-Service Center. Said property located at 3515 McClure Avenue, 27th Ward, known as the Rebekah Home, designated as Block 75-H, Lot 12, and providing for the payment of the cost thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Lally:**

Mr. President, I move to amend Bill No. 876 by adding a Section 3 to read as follows:

Section 3. Cost of said purchase shall not exceed the amount of $200,000.00, chargeable to and payable as follows: $50,000.00 from Code Account 42 — Contingent Fund, $150,000.00 from Code Account 42-7 Contingent Fund-Pensions.

Mr. Coyne seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

Bill No. 931. WHEREAS, the City of Pittsburgh is known for its support of the Arts; and

WHEREAS, the City of Pittsburgh has, both within its boundaries and in adjacent communities, an abundance of musically talented artists and a more than adequate amount of individuals and businesses that are dedicated to the necessary supportive services such as recording studios, producers and independent record companies, theatrical booking agents and publishers; and

WHEREAS, the Council of the City of Pittsburgh wishes to lend its support by encouraging major local radio stations to air quality locally produced musical products in a meaningful commercial manner equivalent to that of a record charted nationally, and on a national label; and

WHEREAS, the House of Representatives of the United States Congress is currently in the process of revising the Communications Act; and

WHEREAS, the Honorable John Dent has endorsed a petiton from Pennsylvania residents which has been presented to the appropriate subcommittee asking for this particular local access.

NOW, THEREFORE,

BE IT RESOLVED that the Council of the City of Pittsburgh supports the efforts of Congressman Dent and the petitioners and respectfully requests and urges the Honorable Lionel Van Deerlin, Chairman, Communications Subcommittee, to incorporate the spirit of the Petition into the Communications Act, which is to be revised.

Which was read.

Mr. Robinson moved for adoption.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Givens:

Mr. President, relative to Bill No. 809, An Ordinance amending the Zoning Ordinance No. 192(58), as amended, by defining and providing regulations for Amusement Arcades, Massage Establishments, Model Studios and Sexual Encounter or Meditation Centers in certain "C" Districts. This bill was in committee last week, and a motion was made that it be held for two weeks. I would like at this time to have this bill placed on this Wednesday's agenda so that the motion can be reconsidered to have this bill referred to the Planning Commission for a report and recommendation.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Lally moved that Mr. Stone be excused for absence from this meeting.

Which motion prevailed.

Mr. Lally moved to approve the minutes of Monday, April 17, 1978 and Monday, April 24, 1978.

Mrs. Masloff seconded the motion.

Which motion prevailed.

And on motion of Mr. Coyne

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, May 15, 1978 No. 20

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA.

Monday, May 15, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

The meeting as opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 932. Resolution transferring $15,000.00 from Code Account 1714, Materials to Code Account 1706, Equipment within the Department of Water.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 933. Resolution providing for the issuance of a warrant in favor of J. B. Kreider Company Incorporated in the amount of Six Thousand Five Hundred Forty ($6,540.00) Dollars in payment for the emergency purchase of "No Parking" signs furnished for the benefit of the City in connection with the removal of snow from City streets.

Which was read and referred to the Committee on Finance.

Also

No. 934. Resolution vacating Inventor Way from Frankella Avenue to a point 96.71 centerline feet eastwardly in the Thirteenth Ward of the City of Pittsburgh, excepting and reserving a 20-foot easement for the public sewer located therein.

Also

No. 935. Resolution amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, entitled "Approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith, creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional service agreements in connection with said

Projects; providing for contracts for implementing said Project; and providing for the payment of the costs thereof", by redesignating PW 76-28, Allegheny Avenue Bridge demolition as Ellsworth Avenue Bridge demolition.

Also

No. 936. Communication from John E. Ruff, Director of the Department of Public Works, requesting interim approval of payment of $10,094 for MC-800 Asphalt Cut-back used by Street Repair Division in connection with Cold Patching Program.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 937. Resolution amending Resolution No. 1046 of 1976, as amended by Resolution No. 551 of 1977, so as to provide funds in the amount of $174,000 to the Department of Parks and Recreation to allow said Department to enter into an Agreement or Agreements with he Housing Authority of the City of Pittsburgh for the renovation of a building at 930 Cresswell Street for use as a multi-service building.

Also

No. 938. Resolution providing for an Agreement or Agreements with consultant or consultants to assist in the 1978 City Six-Year Development Program and Community Development Block Grant Application citizen participation process and providing for the payment of the cost thereof from 1977 CDBG CP-77-4.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced to the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 939. Resolution providing for an agreement with the University of Pittsburgh, Department of Economics for studies relevant to the Community Economic Development Program.

Also

No. 940. Resolution amending Resolution 363 approved April 7, 1978, entitled, "Providing for an agreement or agreements with the Regional Industrial Development Corporation of Southwestern Pennsylvania for professional service in connection with the continuation of the Community Economic Development Program; and providing for the payment thereof." by increasing the amount of the contract and providing for the payment thereof.

Also

No. 941. Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development (HUD) for designation of the Manchester area of the City of Pittsburgh as a Neighborhood Strategy Area Project/Section 8; providing for the filing of data; and approving the Manchester area as such.

Also

No. 942. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and John Bagiensky for the sale of Parcel 216b in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 943. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment

Authority of Pittsburgh and Stanley A. Lowe for the sale of Parcel 240 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 944. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ernest E. Miller for the sale of Parcel 216c in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 945. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Scott T. Quinn and Scott K. Davis for the sale of Parcel 149 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 946. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eunice L. Winters for the sale of Parcels 112 and 113 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 947. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of Part of Block 51M Lot 250 in the Seventh Ward of the City of Pittsburgh.

Also

No. 948. Resolution approving the revised proposal dated April 1, 1978, for Redevelopment Activities in Redevelopment Area No. 27 — Manchester, located in portions of the Twenty-First Ward of the City of Pittsburgh; approving Modification No. 1 to the Redevelopment Area Plan — Urban Renewal Plan; and making certain findings related thereto.

Also

No. 949. Communication from Robert Lurcott, Director of City Planning, requesting permission to attend Conference with Conrail and representatives from Cities it serves, Philadelphia, PA, May 26, 1978, at cost not to exceed $125.00 payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 950. Resolution granting a license to Duquesne Light Company for the installation of one (1) pole and one (1) anchor, underground cables, and one (1) transformer on City property, 20th Ward.

Also

No. 951. Resolution granting a License to Duquesne Light Company for the installation of one (1) pole and one (1) anchor on City Property, 14th Ward.

Also

No. 952. Resolution authorizing the sale of property in the 1st Ward, being a 3 story brick dwelling and storage on 1426-28 Fifth Avenue, designated as Block 2-H, Lot 20, to Umberto Gulli for the sum of $1,100.00.

Also

No. 953. Resolution authorizing the sale of property in the 4th Ward on 2114 Tustin Street designated as Block 11-K-219 to Southern Kiddie Rides, Inc., for the sum of $500.00.

Also

No. 954. Resolution authorizing the sale fo property in the 5th Ward, being vacant lots on Bloomer Way, designated as Block 10-F, Lots 157 and 158, to Rosey M. Neasom and Laura Neasom, his wife, for the sum of $350.00.

Also

No. 955. Resolution authorizing the sale of property in the 5th Ward, being a 2 story frame inselbric house on 723 Clarissa Street, designated as Block 26-P, Lot 134, to Gladys O. Clemons, for the sum of $2,000.00.

Also

No. 956. Resolution authorizing the sale of property in the 5th Ward, being a vacant lot on Clarissa near Iowa Street designated as Block 27-C, Lot 7 to Archie J. Youngblood for the sum of $1,000.00.

Also

No. 957. Resolution authorizing the sale of property in the 6tth Ward, being a vacant lot on Herron Avenue between Harding Street and Ruthven Street, Block 26-E, Lot 195, to Walter Thinnes for the sum of $500.00.

Also

No. 958. Resolution authorizing the sale of property in the 15th Ward, being a vacant lot in the rear of Flowers Avenue between Kilbuck Way and a 40 foot street, designated as Block 56-C, Lot 239, to Cecelia A. Strong, for the sum of $150.00.

Also

No. 959. Resolution authorizing the sale of property in the 16th Ward, designated as Block 12-S, Lot 126, on 2829 Jane Street to Thelma Jones for the sum of $800.00.

Also

No. 960. Resolution authorizing the sale of property in the 25th Ward, being a vacant lot on Perrysville Avenue designated as Block 23-B, Lot 204 to Matthew J. Drozd for the sum of $450.00.

Also

No. 961. Resolution authorizing the sale of property in the 29th Ward located on Poplargrove Street designated as Block 60-S, Lot 74, to Paul W. Minch and Marie H. his wife, for the sum of $450.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 962. An Ordinance regulating cable communications in the City of Pittsburgh.

Also

No. 963. Resolution providing for the transfer of $109,650 from Code Account 41, Refunds Real Estate Tax to Summer Receation and Transportation Trust Fund (SRTTF) in the Department of Parks and Recreation.

Which were read and referred to the Committee on Finance.

Also

No. 964. An Ordinance amending Ordinance No. 106, approved April 8, 1932 as amended by Ordinance No. 49, enacted October 25, 1976, entitled "An Ordinance regulating traffic upon the highways and parks of the City of Pittsburgh, and providing the procedure and penalties for and in connection with violations thereof."

Also

No. 965. Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Commonwealth, Department of Education

for a grant in connection with the SPECIAL SUMMER FOOD SERVICE PROGRAM PROJECT: providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in Special Summer Food Service Program account.

Also

No. 966. Resolution providing for the letting of a contract or contracts for the purchase of Food Vendor services and administrative costs for the Special Food Service Program for children from funds provided by the Commonwealth of Pennsylvania, Department of Education.

Also

No. 967. Resolution providing for the letting of a contract or contracts or use of existing contracts, for the purchase of supplies and equipment, and other miscellaneous services for the Summer Youth Recreation and Transportation Program.

Also

No. 968. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $13,106.90 for extra work in connection with renovation of King Estate General Contract, Controller's Contract No. 23154F.

Also

No. 969. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $676.34 for extra work in connection with renovation of Phipps Conservatory, General Contract, Controller's Contract No. 23206F.

Also

No. 970. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $167.00 for extra work in connection with renovation of South Side Market House, General Contract, Controller's Contract No. 22642F.

No. 971. Comunication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $15,637.34 for extra work in connection with Leslie Recreation Center, General Contract, Controller's Contract No. 22557.

Also

No. 972. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of purchase and shipment of one female (Buceros bicornis) Concave-casqued Hornbill from San Francisco Zoo for the Conservatory-Aviary, at a cost of $2,300.00.

Also

No. 973. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting permission for two Parks and Recreation staff members to attend Pennsylvania Recreation and Park Society Therapeutic Recreation Institute, Johnstown, PA, June 5-8, 1978, at cost not to exceed $175.00, payable from Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 974. Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 269; effective March 27, 1978, entitled: "Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds;" by in-

creasing funds for various departments and projects.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Mr. Stone:

If I may, Mike, you had better have someone from the Controller's Office present for this.

Also

No. 975. Resolution authorizing issuance of a warrant in favor of Deborah Cinker Matthews in the sum of $590.30 in settlement of claim for damage and providing for payment thereof.

Also

No. 976. Resolution authorizing issuance of a warrant in favor of Thomas C. White in the sum of $1,400.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 977. Resolution authorizing issuance of a warrant in favor of State Farm Insurance Company and Nicholas Melyncheck in the sum of $685.98 in settlement of claim for damage and providing for payment thereof.

Also

No. 978. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements with a professional codification service or services; and providing for the payment of the cost thereof.

Also

No. 979. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission, requesting amendment of Council Bill 740 of 1978 "which authorized travel for two staff members of the Treasurer's Office and two staff members of the CETA Grant Administration Office to attend an Auditor Seminar in Phila. on May 11-12, 1978." Mr. Robert Yakich of the Treasurer's Office through arrangements with the Department of Labor attended this seminar on May 9-10, 1978 instead. The other participants are attending on the dates authorized by Council Bill No. 740.

Also

No. 980. Communication from John E. McGrady, City Controller, submitting Performance Audit of City Treasurer's Earned Income and Occupation Tax Sections.

Also

No. 981. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of April 28, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 982. Report of the Committee on Finance for May 10, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 869. A Resolution entitled, "Resolution authorizing the City to increase its lease rental debt by entering into a Second Supplement to Articles of Agreement with Public Auditorium Authority of Pittsburgh and Allegheny County, requiring annual payments by the City of Pittsburgh which payments will be sufficient to pay one-half of the Principal and interest on the said Authority's Series C Bonds, the proceeds of which will be used in part to refund the Authority's presently outstanding Series A and Series B. Bonds, approving the Form of Agreement, approving the report of Charles W. Strong and authorizing proceedings to exclude a portion of said Lease Rental Debt as Self-Liquidating Debt."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 870. A Resolution entitled, "Resolution extending the term of existence of the Public Auditorium Authority of Pittsburgh and Allegheny County."

**The Chair:**

Which was read.

Is there any discussion on the bill?

**Mr. Givens:**

With regard to Bill No. 870, I am voting no, I don't challenge the qualifications of the individuals that are being recognized, but I feel that the Mayor of the City of Pittsburgh should make a vacancy there for a City Council member, as to the Home Rule Charter.

**The Chair:**

Mr. Givens, I share your concerns with regard to Bill No. 870.

**Mr. Givens:**

I have here a letter from Mr. John E. McGrady with regard to arbitrage in relation to the Public Auditorium Authority which I would like to have incorporated into the minutes.

May 11, 1978

Honorable Richard E. Givens
City Council
City of Pittsburgh

Dear Councilman Givens:

Recently, you raised with me the question of arbitrage in relation to the Public Auditorium Authority bond issue. Arbitrage is one of those highly technical legal matters for which the City, in this case the Authority, engages Bond counsel to render an opinion on which the parties involved in the public borrowing may rely. To the best of my knowledge, Edward Strauss, Esquire, of the firm of Berkman, Ruslander, Phol, Lieber & Ingall, is prepared to render an Opinion to the effect that the public borrowing in question involves no violation of the arbitrage laws.

With respect to verification of financial statements, this will be rendered in writing by the accounting firm of Ernst

& Ernst. Naturally, prior to the closing of the bond issue, written opinions by bond counsel and the accountant on the above matters will have to be rendered and made part of the proceedings.

Therefore, in light of the preliminary opinions of those engaged to examine the matters to which your questions were directed, I feel the approval of the sale of the subject bonds was proper.

Very truly yours,
John E. McGrady
City Controller

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Masloff | (Pres't) |

Ayes 7 Noes 1
(Mr. Givens voting no)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 845. A Resolution entitled, "Resolution providing for the issuance of a Warrant in favor of the Commonwealth Utility Equipment Company, Incorporated, in the amount of Six Thousand Eight Hundred Ten ($6,810.00) Dollars, in payment for furnishing a #5003 Hi-Ranger S/N 2757665 to the Bridge Inspection Division, furnished for the benefit of the City in connection with Emergency Work on the South Aiken Avenue, Larimer Avenue, and Sylvan Avenue Bridges, and providing for the payment thereof."

Which was read.

Also,

Bill No. 846. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Wilkins Construction Company, in the amount of Ten Thousand Two Hundred Forty-Seven Dollars and Seventy-Two Cents ($10,247.72), in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Ross Street and Fourth Avenue; and providing for the payment thereof."

Which was read.

Also,

Bill No. 847. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Houston-Starr Company in the amount of One Thousand One Hundred Forty-Four ($1,144.00) Dollars in payment for the purchase of Sand-Blasting Sand, furnished for the benefit of the City in connection with painting of City bridges and providing for the payment thereof."

Which was read.

Also,

Bill No. 848. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Westinghouse Electric Corporation in the amount of Seven Hundred Twenty-Three Dollars and Fifty-Six Cents ($723.56) in payment for the replacemtnt of an Auto Transformer and related parts, furnished for the benefit of the City in connection with repairs to the Asphalt Plant and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinnon |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 849. A Resolution entitled, "Resolution amending Ordinance No. 629, effective December 10, 1973, entitled: 'Transferring $912,820.00 from various Department of Public Works Bond Funds and $24,047.00 from the Department of Water's Bond Fund No. 227 to TOPICS Trust Fund, of which $346,745.00 is subject to reimbursement to Bond Fund No. 227 upon receipt of Grant Funds from the Commonwealth of Pennsylvania', by reducing the funds for the Department of Public Works from $912,820.00 to $643,031.40."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 871. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Conway A. Jeffress, Jr. in the sum of $559.65 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 872. Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, duplicate warrants to the same payee and in the same amount to replace the following warrants which were lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 100714 |
| Dated | August 19, 1977 |
| Amount | $20.00 |
| Payee | Oyebode Olakanmi |

| | |
|---|---|
| City of Pittsburgh | 25-1-072495 |
| Warrant No. | P-118923 |
| Dated | December 7, 1977 |
| Amount | $10.00 |
| Payee | Stanley E. Fisher |

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 983. Report of the Committee on Public Works for May 10, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 850. A Resolution entitled, "Resolution vacating Lappe Lane from South Side Avenue to a point 268.41 feet southwardly therefrom in the Twenty-sixth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Givens presented

No. 984. Report of the Committee on Planning, Housing and Development for May 10, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 759. A Resolution entitled, "Resolution providing for a Cooperation Agreement with the Housing Authority of the City of Pittsburgh for the renovation of 930 Cresswell Street, St. Clair Village, PA-1-7 for use as a Multi-Service Building and providing for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Bulls presented

No. 985. Report of the Committee on Water for May 10, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 844. A Resolution entitled, "Resolution further amending Ordinance No. 167, approved April 17, 1975, as amended by Resolution No. 299, approved March 27, 1978, entitled 'Providing for a contract or contracts for the replacement of 4" water lines serving fire hydrants and other work incidental thereto and providing for the payment of the cost thereof' by decreasing the cost involved."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 986. Report of the Committee on Parks and Recreation for May 10, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 867. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Community Services Administration for grants in connection with the Summer Youth Recreation Program Project and the Summer Youth Transportation Program Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; providing for required assurances; and providing for the deposit of the funds in a Trust Fund Account.

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 987. Report of the Committee on Lands and Buildings for May 10, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 854. A Resolution entitled, "Resolution providing for a contract or contracts in connection with construction for the replacement of No. 2 Police Station, Department of Lands and Buildings, Project No. LB 76-03, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 855. A Resolution entitled, contracts in connection with construc- "Resolution providing for a contract or tion for the relocation of No. 32 Engine Company, Department of Lands and Buildings, Project No. LB 76-2, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 856. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form and upon terms approved by the City Solicitor to North Side Packing Company, a Pennsylvania Corporation, for the sum of One Thousand Dollars ($1,000.00) conveying the City's right, title and interest to listed property and upon conditions set forth."

Which was read.

Also,

Bill No. 857. Resolution authorizing ing a vacant lot on Wakefield Street, the sale of property in the 4th Ward bedesignated as Block 29-G, Lot 164, to Ralston M. & Margaret R. Lucas, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 858. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame double house and 3 — 1 story brick storerooms designated as Block 10-R, Lot 159, to Ewari E. Ellis for the sum of $1,000.00.

Which was read.

Also,

Bill No. 859. Resolution authorizing the sale of property in the 6th Ward, being a 2 story frame house on Ridgeway Street, designated as Block 26-J, Lot 156-B, to Marlene H. Ellis, for the sum of $500.00.

Which was read.

Also,

Bill No. 860. Resolution authorizing the sale of property in the 8th Ward, being a vacant lot on rear Lorigan Street, designated as Block 26-C, Lot 241, to Daniel J. & Hope E. Colaizzi, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 861. Resolution authorizing the sale of property in the 8th Ward, being a vacant lot on Taylor Street, designated as Block 26-H, Lot 358, to Michael C. and Rose Maglicco, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 862. Resolution authorizing the sale of property in the 12th Ward, being 2 lots on McCombs Street, designated as Block 125-G, Lots 152, 153, to Charles Moore, for the sum of $400.00.

Which was read.

Also,

Bill No. 863. Resolution authorizing the sale of property in the 12th Ward, being a 2 story brick house on rear Orphan Street designated as Block 124-K, Lot 15 to William Hamm & Ernestine Hamm Cheatam, his daughter, for the sum of $650.00.

Which was read.

Also,

Bill No. 864. Resolution authorizing the sale of property in the 13th Ward, being a 2 story brick house on Finance Street, designated as Block 175-B, Lot 246-A, for the sum of $850.00, to Willie Lee and Gwendolyn Boykin, his wife.

Which was read.

Also,

Bill No. 865. Resolution authorizing the sale of property in the 15th Ward, being a 2 story brick apartment building and a vacant lot, designated as Block 56-B, Lots 188, 191, to the Landstone Apartments Company, for the sum of $5,000.00.

Which was read.

Also,

Bill No. 866. Resolution authorizing the sale of property in the 28th Ward, being a vacant lot on rear Earlham Street, designated as Block 40-C, Lot 64, to Robert D. and Annette R. Marshall, his wife, for the sum of $450.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Stone:**

Mr. President, if I may, I have two subjects on which I would like to speak, subject number one, I have just learned from the newspapers that we have closed the Bloomfield Bridge. I had our budget people bring out some figures relative to that bridge. In the years 1971, '72 and '73, we have spent $627,878.00 in rehabilitation and for cleaning and painting, $163,000.00 for a total of $791,000.00. But, it is interesting for me, that in that same identical period, in 1972, we did not appropriate any money at all for bridge inspection. The prior Mayor and the present Mayor, since 1973, have had at their disposal, $535,000.00 for bridge inspection . . . not one penny of that $535,000.00 has been spent. I am somewhat shocked from the report that I have read in the newspaper. I don't know how you could possibly spend round figures of $800,000.00 rehabilitating, painting, and cleaning a bridge, and you don't spend even $20,000.00 of

the $535,000.00 available to inspect the superstructure of that bridge, to now find out that we are going to lose $800,-000.00, because we are talking about an entire new bridge.

Those are some shocking figures, and I think we ought to get some explanations about it on Wednesday. But a justice far unusual for me to understand, and it does declare very very cogently to all of us, that City Council does, as we indicated last week in the letter that I submitted to this body, that when the Administration tells us that they are prepared to do something in December and manifest that they can, and have the wherewith to do it, that this City Council is acting responsible if the Administration less than three months later is attempting to turn around $7 Million, and I think that we would be wrong in not questioning that. While I regret that I was not able to be here last Wednesday at the time of the override of the Mayor's veto, I think that it is very clear that if I were here I would have voted in that direction. But also, I would have said then as I am saying now . . . it was the right move. If Ken Fields, as the Mayor's Fiscal Officer cannot understand in three months that a project cannot be accomplished . . . he has been there for five years in many of those programs, and upon him lies much of the responsibility of what is involved here. As I indicated in my letter, if the present Mayor is to use that kind of ability that Mr. Ken Fields has exhibited in these past five years, as the Financial Officer relative to appropriation . . . then can we rely on the Mayor's charge here that they can or cannot.

At any rate, I think we need a lot of answers about the Bloomfield Bridge, because out of $535,000.00, not even ten cents was spent on inspecting a bridge. But somewhere along the line we had spent $800,000.00. It is much like having a tuxedo on with dirty shorts.

My second subject, if I may . . . Section 222 of the Home Rule Charter of the City of Pittsburgh provides that should the Mayor of the City of Pittsburgh fail to nominate a person to fill any vacancies however created, on any authority, board or commission within 60 days after an office becomes vacant, Council may fill the vacancies unless prohibited by law. There presently exists vacancies, either by resignation, or by termination of their term of office on authorities, boards and/or commissions, and these same have existed for in excess of 60 days. At the present time, there are 35 vacancies out of a total position available of 72. By the end of 1978 there will be an additional six. This City Council, per Section 222 of the Home Rule Charter of the City of Pittsburgh, has presently the existing authority to fill those vacancies. I would like to move at this time that the City Council of the City of Pittsburgh, request the Mayor to appoint and/or fill all the vacancies on the authorities, boards and/or commissions which have been vacant for in excess of 60 days on or before June 5, 1978. And, if the Mayor shall fail to fill all those vacancies aforesaid, per the Section 222 of the Home Rule Charter of the City of Pittsburgh, I feel this Council of the City of Pittsburgh should be prepared to fill those vacancies. Thirty-five of Seventy-Two is just too glaring to leave unnoticed.

Mr. Coyne seconded the motion.

Which motion prevailed.

**The Chair:**

Are you saying that 50% of the positions on the authorities, boards and/or commissions are vacant?

**Mr. Stone:**

There are presently three vacancies which exist on the Board of Adjustment . . .

**The Chair:**

We don't have to go into detail, there is a 50% total.

**Mr. Stone:**

Yes.

**The Chair:**

Thank you Mr. Stone, your comments are well heard.

**Mr. Givens:**

On Councilmans Stone's first point, I don't know if I got it clear or not, I would like to see Director Ruff up here this Wednesday on a post agenda item, with pictures, drawings or anything he has available to discuss the Bloomfield Bridge as to what the deterioration is. I know, we have heard about it and read about it, I would like to see some actual facts and figures he has in regard to it. Apparently before they closed the bridge, they sure knew how much it was going to take to repair it. So, I would like to see those figures.

**The Chair:**

That was covered rather well this morning by Mr. Lally, I just wanted you to know, he brought up about American Bridge, and maybe some other people can give us an inspection on it.

**Mr. Lally:**

Yes, Councilman Givens, I requested that the Mayor and Director Ruff contract the engineers from American Bridge, who are bridge builders, to consult with our Engineer in regards to the closing of the bridge, and give us a report on it. Whether or not we will have that by Wednesday, I am doubtful.

Just one other thing, Councilman Stone mentioned something, there was an editorial written in the Post Gazette by one of the writers, it was quoting that I had said that I was voting for the bill, last week, on the bond issue . . . I don't know where the quote ever came from, but I never said it, and I never changed my vote. My vote from the beginning was no, and I never changed it. The editorial stated that I changed my vote. I would just like the news media to know that I didn't change my vote.

**The Chair:**

Thank you, Mr. Lally.

**Mr. Givens presented**

Bill No. 988. WHEREAS, the City of Pittsburgh is known as an active center for the cultural arts; and

WHEREAS, the Council of the City of Pittsburgh is desirous of expressing its appreciation for the Carnegie Museum of Natural History, and the museum of art and other local museums; and

WHEREAS, the U. S. House and Senate are considering House and Senate Bill No. 820 which would declare the Eighteenth day of May as National Museum Day.

BE IT RESOLVED that the Council of the City of Pittsburgh urges immediate passage of House and Senate Bill No. 820 declaring May 18th as National Museum Day so as to recognize and tribute the contribution of museums to the quality of life across our nation.

Which was read.

**Mr. Givens moved for adoption of the Resolution.**

**Mr. Lally seconded the motion.**

Which motion prevailed.

**The Chair presented**

Bill No. 989. RESOLVED, that the appointment of James E. Bulls of 1316 W. North Avenue, Pittsburgh, PA 15233 as a member of the Allegheny County Sanitary Authority, effective May 15, 1978 and expiring December 31, 1982 is hereby approved and confirmed.

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

**The Chair:**

Mr. Bulls is confirmed as a member of of the Allegheny County Sanitary Authority. Congratulations Mr. Bulls.

**Mr. Stone** moved to approve the minutes of Monday, May 1, 1978.

**Mr. Lally** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. VXII Monday, May 22, 1978 No. 21

Municipal Record

### ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, May 22, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

ABSENT:

Mr. Stone

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all .

PRESENTATIONS

Mr. Bulls presented

No. 990. Resolution amending Resolution No. 1046 of 1976, as amended by Resolution No. 551 of 1977, to provide $250,000 out of Unspecified Local Options Funds for a Minority Contractor Bonding and Assistance Program.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Coyne presented

No. 991. Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Environmental Resources for a grant in connection with the Second Phase (Service Purchase Contract No. 587529) of the "Development of a Ten Year Solid Waste Management Plan"; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Development of such plan; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Which was read and referred to the Committee on Public Works.

Mr. Coyne moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 992. Resolution vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an easement for the storm sewer located therein.

Also

No. 993. Resolution providing for an Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation, for reimbursement to the City of Pittsburgh from the Commonwealth in connection with improvement at the intersection of Baum Boulevard and South Millvale Avenue.

Which were read and referred to the Committee on Public Works.

Mr. Givens presented

No. 994. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Renee Turner for the sale of Parcel 88 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 995. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert A. Taylor for the sale of Parcels 85 and 86 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 996. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and John Wesley A. M. E. Zion Church for the sale of Parcel 121 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 997. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Amir Rashidd for the sale of Parcel 90 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 998. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and June H. Davis for the sale of Parcel 68c in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 999. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Richard H. Hill and Sylvia Hill for the sale of Parcel 10a in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1000. Resolution approving a form of Contract for Disposition of Land by and between tne Urban Redevelopment Authority of Pittsburgh and Chester Clarke and Louise Clarke for the sale of Parcel 10b in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1001. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nora M. Burkes for the sale of Parcel 68b in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1002. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert A. Edison for the sale of Block 35A, Lot 45 in the Nineteenth Ward of the City of Pittsburgh.

Also

No. 1003. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert V. Edmunds for the sale of Block 23F, Lot 247A in the Twenty-Fifth Ward of the City of Pittsburgh.

Also

No. 1004. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Charles A. Matthews and Johnnie L. Matthews for the sale of Block 26K, Lot 68 in the Fifth Ward of the City of Pittsburgh.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1005. Resolution providing for the issuance of a warrant in favor of Victor C. Cserer and Charles C. Wills, in the amount of $1,579.00, in payment for utilities used in connection with the rental of property located at 1103 Western Avenue, 21st Ward, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1006. Resolution providing for the execution jointly with the County of Allegheny of a Concession Agreement for the operation of the Concession Stand in the Lobby of the City-County Building.

Also

No. 1007. Resolution providing for a contract or contracts for the City County Building Weatherization Program, Capital Project No. LB 78-09; providing for the payment of the costs thereof; and providing for a Reimbursement Agreement or Agreements with the County of Allegheny, Department of Property and Supplies.

Also

No. 1008. Resolution repealing Resolution No. 1230, approved 12/30/77 for property in the 26th Ward on Wabana Avenue, Block 115-B, Lot 48, to Joseph L. Brown and Carolyn A. Brown, his wife, for $600.00. Purchaser requests sale be cancelled due to financial difficulty. Hand money of $100.00 to be returned to Joseph L. and Carolyn A. Brown.

Also

No. 1009. Resolution authorizing the sale of property in the 4th Ward, being a lot on Dawson Street, designated as Block 29-G, Lot 255, to Brandi Custom Services, for the sum of $1,000.00.

Also

No. 1010. Resolution authorizing the sale of property in the 5th Ward, being a vacant lot in the rear of Monroe Avenue, cr. Orion thru to Olney Way, Block 26-J, Lot 354, to Rose A. Kostrzewa for the sum of $500.00.

Also

No. 1011. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Montezuma Street, Block 173-E, Lot 106, to Hansel Hilbert and Barbara L. Hilbert, his wife, for the sum of $450.00.

Also

No. 1012. Resolution authorizing the sale of property in the 14th Ward, being

a vacant lot in the rear of Love Street designated as Block 129-G, Lot 103 to Marlene L. Cardiff, for the sum of $800.00.

Also

No. 1013. Resolution authorizing the sale of property in the 19th Ward, being a lot on Alverado Street designated as Block 16-P, Lot 11, to Alexander Harrell and Barbara LaBree Harrell, his wife, for the sum of $350.00.

Also

No. 1014. Resolution authorizing the sale of property in the 20th Ward, being a lot on Stafford Street, designated as Block 42-M, Lot 277, to James W. and Virginia R. Gastner, his wife, for the sum of $150.00.

Also

No. 1015. Resolution authorizing the sale of property in the 22nd Ward, being a vacant lot on Beech Avenue between Galveston Street and Rope Way, to John F. and Elizabeth Burke his wife, ½ int. and Michael Burbash Jr. and Mary Jane Burbash his wife ½ int. for the sum of $4,100.00.

Also

No. 1016. Resolution authorizing the sale of property in the 29th Ward, being a lot on Linnview Avenue, designated as Block 32-N, Lot 186, to Larry C. George and Christine E. George, his wife, for the sum of $350.00.

Also

No. 1017. Resolution authorizing the sale of property in the 31st Ward, being vacant lots on Revenue Street designated as Block 91-D, Lot 82, to James C. Jones, Jr. and Mabel P. Jones, his wife, for the sum of $550.00.

Also

No. 1018. Resolution authorizing the sale of property in the 31st Ward, being a vacant lot on Armorhill Avenue designated as Block 90-R, Lot 160, to William J. Huchber for the sum of $250.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Mrs. Masloff** presented

No. 1019. Resolution providing for an agreement with the Pittsburgh Ballet Theatre Dance Company to provide dance concerts, and providing for the payment of the costs thereof, which shall not exceed $22,000 and shall be chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services.

Also

No. 1020. Communication from Louise R. Brown, Director of Parks and Recreation requesting interim approval of payment of $218,865.00 for extra work in connection with renovation of Phipps Conservatory, Phase I, General Contract, Controller's Contract No. 23150-F.

Which were read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** for Mr. Stone presented

No. 1021. Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed.

Also

No. 1022. Resolution increasing the bonded indebtedness of the City of Pittsburgh by an issue of Serial General Obligation Bonds of the denomination of Five Thousand Dollars ($5,000) in the Principal Amount of Fourteen Million Dollars ($14,000,000), for the purposes of paying a portion of the cost of acquir-

ing and constructing its 1978 Capital Improvements Program, and paying the costs of the Bond Issue; fixing the form, number, date, interest rates and maturities thereof; levying a tax for payment of Debt Service Charges; authorizing execution, sale and delivery thereof; pledging the payment of principal of and interest on said Bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required filing fee therefor.

Also

No. 1023. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission, requesting permission for Doris Tomsho, to attend Department of Labor Training Course, Analyzing CETA Management Information Systems, Philadelphia, PA May 31, 1978 -June 2, 1978, at cost not to exceed $125.00, payable from CETA Code Account, Federal Funds.

Also

No. 1024. An Ordinance amending Section 1 of Ordinance No. 324, approved August 13, 1965, as amended by Ordinance No. 302, approved June 17, 1973, as amended by Ordinance No. 33, approved December 23, 1977, entitled, "An Ordinance authorizing the payment of travel and per diem expenses to employees of the City of Pittsburgh when required by their duties, and when authorized by the head of the appropriate department to travel in their own vehicles or to be absent from the City overnight." by increasing allowance for meals from Fifteen ($15.00) Dollars per day to Twenty ($20.00) per day.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Robinson for Mr. Stone presented

No. 1025. Report of the Committee on Finance for May 17, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 886. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Gacon Construction Company in the amount of Ten Thousand Seven Hundred Fifty ($10,750.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Forbes Avenue from Grant Street to Wood Street and providing for the payment thereof."

Which was read.

Also,

Bill No. 887. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of Nine Hundred Twenty-eight Dollars and Fifteen Cents ($928.15), in payment for extra work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 888. A Resolution entitled, "Resolution transferring the sum of Twelve Thousand ($12,000.00) from Code Account No. 1167 — Wages, Regular Employees, Division of Collection and Disposition, Department of Environmental Services, to Code Account No. 1176 — Miscellaneous Services, Department of Environmental Services."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 906. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Marchase Refrigeration Service, Inc., in the amount of $6,500.00 in payment for emergency repair of a compressor at the Schenley Park Skating Rink, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 907. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Duquesne Light Co., in the amount of $3,037.00 in payment for work performed at Phipps Conservatory, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 908. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Domenic Parente Contractors, Inc., in the amount of $9,971.00 in payment for extra work in connection with street tree planting, contract No. 22528-F, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also

Bill No. 914. A Resolution entitled, "Resolution authorizing a duplicate warrant to Mercy Hospital in the amount of $125.00, Warrant No. 107694 to replace warrant which was lost, stolen or inadvertently destroyed."

Which was read.

Also,

Bill No. 915. A Resolution entitled, "Resolution providing for issuance of One Thousand Five Hundred Twelve ($1,512.00) Dollars warrant to Laird G. Hayes for stenographic reporting services in connection with Commission on Human Relations public hearings, without previous authority of law, payable from Code Account 1035, Miscellaneous

Services, Commission on Human Relations."

Which was read.

Also,

Bill No. 916. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Steven Lewis and Sharon Elaine Brandt in the sum of $729.41 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 917. A Resolution entitled, "Resolution providing for the issuance of a warrant to Frank Weiss in the amount of $850.00 in full settlement of lawsuit for property damage, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 918. A Resolution entitled, "Resolution providing for an Agreement or Agreements with physician or physicians to provide physical examinations for CETA applicants and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 919. A Resolution entitled, "Resolution authorizing the Mayor to enter into an agreement or agreements with Johnson and Higgins of Pennsylvania, for actuarial and related services and studies of the Municipal Pension Funds, the Policemen's Relief and Pension Fund, and the Firemen's Relief and Pension Fund, and providing for the payment of the costs thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePassquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 974. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1,

1978, as amended by Resolution No. 269, effective March 27, 1978, entitled: 'Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds;' by increasing funds for various departments and projects.'

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Coyne:**

I would like to make a motion to amend Bill No. 974 as follows:

| Projects | 1978 Allocations | New Bond Funds Needed | Prior Year Funds Available | Community Development Funds Available | Other Funds Available |
|---|---|---|---|---|---|
| Department of Public Works | | | | | |
| PW 78-09<br>Baum Blvd., Near<br>Morewood; Plans | 140,000 | 17,000 | | | 98,000 FH<br>25,000 OTH |
| PW 78-12<br>McArdle Roadway;<br>Plans | 100,000 | 10,000 | | | 70,000 FH<br>20,000 OTH |
| PW 78-13<br>Herron Avenue<br>New Bridge | 2,970,000 | | 95,000 229-108<br>25,000 PW77-28<br>350,000 PW76-36 | 1,520,000 | 650,000 LFT<br>330,000 77-CD |
| PW 78-14<br>Emergency Repairs,<br>Demolition and<br>Design | 1,725,000 | 1,725,000 | | | |
| PW 78-31<br>City Personnel;<br>Engineering &<br>Inspection<br>Salaries | 1,058,000 | 1,058,000 | | | |
| Total—Dept. of<br>Public Works | 24,209,000 | 7,520,000 | 1,670,000 | 3,730,000 | 11,289,000 |
| Department of Parks and Recreation | | | | | |
| PR 78-05<br>Golf Clubhouse<br>New Kitchen &<br>Roof Rehabilitation | 65,000 | 65,000 | | | |

| Projects | 1978 Allocations | New Bond Funds Needed | Prior Year Funds Available | Community Development Funds Available | Other Funds Available |
|---|---|---|---|---|---|
| PR 78-33 Schenley Park Oval; Development | 318,565 | | 68,565 PR76-11<br>90,000 PR77-26 | | 160,000 DCA |
| Total—Dept. of Parks & Recreation | 7,806,565 | 2,828,000 | 158,565 | 1,425,000 | 3,395,000 |
| Department of Lands and Buildings | | | | | |
| LB 78-07 City-County Building Cornice Repair and Cleaning | 62,000 | 62,000 | | | |
| Total—Department of Lands and Buildings | 2,247,000 | 632,000 | —0— | 905,000 | 710,000 |
| PROGRAMS EXECUTED THROUGH THE URBAN REDEVELOPMENT AUTHORITY | | | | | |
| HD 78-07 Administration-CD Loan and Grant Programs | 1,315,000 | | | 1,315,000 | |
| HD 78-09 Operation Paint Brush | 150,000 | | | 150,000 | |
| HD 78-10 Housing Maintenance Service | 150,000 | | | 150,000 | |
| Total—Dept. of Housing | 14,645,000 | 750,000 | 1,000,000 | 11,905,000 | 990.000 |
| Community Development Block Grant Fund—Project Not listed elsewhere | 2,826,00 | | | 2,762,000 | 100,000 |
| Total—All Departments | 77,192,565 | 13,940,000 | 2,828,365 | 22,987,000 | 37,437,000 |

Mr. Lally seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Mr. Givens presented

No. 1026. Report of the Committee on Planning, Housing and Development for May 17, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 893. A Resolution entitled, "Resolution amending Resolution 551 of 1977 which amended Resolution 1046 of 1976 to reflect new groupings of projects within departments."

Which was read.

Also,

Bill No. 937. A Resolution entitled, "Resolution amending Resolution No. 1046 of 1976 as amended by Resolution No. 551 of 1977, so as to provide funds in the amount of $174,000 to the Department of Parks and Recreation to allow said Department to enter into an Agreement or Agreements with the Housing Authority of the City of Pittsburgh for the renovation of a building at 930 Cresswell Street for use as a multi-service building."

Which was read.

Also,

Bill No. 938. A Resolution entitled, "Resolution providing for an Agreement or Agreemetns with consultant or consultants to assist in the 1978 City Six-Year Development Program and Community Development Block Grant Application citizen participation process and providing for the payment of the cost thereof from 1977 CDBG CP-77-4."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Robinson:**

In reference to Bill No. 938, I would like to have my comments from last Wednesday incorporated into the minutes, because I think it is essential that people who are partcipating in these hearings, and this whole application process not only be made to feel that they are a part of that process, but in fact, are a part of that process.

**Mr. Robinson's remarks from the meeting of Wednesday, May 17, 1978:**

**Mr. Robinson:**

In regard to the hearings concerning the Urban Development Action Grant, I have some questions as to the sincerity of the city agency. I guess, City Planning, accepting citizen input. One of the

concerns was that no one was taking ay official record of the meeting and that no provisions whatsoever were being made to record the citizen's input. I think this is one of the kinds of situations, if it is true, that has caused people to lose faith in the citizen's process. This is coupled with the suspicion on the part of many citizens that what the city is going to do in the area of community development programming has already been decided and that the citizen's participation as such is a charade and used as a means of meeting requirements, government regulations.

**Mr. Givens:**

If you can recall, Bill, we had requested that that complete contractual agreement come to Council, and I am sure when that comes we will be sure that that process is evident within that contract.

**The Chair:**

Your comments are well noted gentlemen.

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 1027. Report of the Committee on Supplies for May 17, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 911. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Tools, etc., for the Bureau of Employment and Training, Department of Personnel and Civil Service, and for the payment thereof."

Which was read.

Also,

Bill No. 912. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing, delivery and installation of Cassette Features, etc., on mini-computers, for the Office of the City Controller, and for the payment thereof."

Which was read.

Also,

Bill No. 913. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Playground Equipment, etc., for the Bureau of Grounds and Buildings, Department of Parks and Recreation, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1028. Report of the Committee on Lands and Buildings for May 17, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 545. A Resolution entitled, "Resolution providing for a Supplemental Agreement between the City of Pittsburgh and the County of Allegheny further amending the Agreement dated May 13, 1915 in connection with the occupation, use, administration, maintenance, operation and control of the City-County Building, by providing for the use by the County of the Sixth Floor of said Building; and repealing Ordinance No. 521, approved November 13, 1974." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 894. Resolution authorizing the sale of property in the 4th Ward, being vacant land on Kennett Place, designated as Block 28-N, Lot 164 and 28-P, Lot 68, to Ronald G. and Frances M. Bovard, his wife for the sum of $150.00.

Which was read.

Also,

Bill No. 895. Resolution authorizing the sale of property in the 5th Ward, being a 2 story brick house on Shipton Street, designated as Block 10-J, Lot 225, to John J. James, for the sum of $600.00

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 896. Resolution authorizing the sale of property in the 6th Ward, being vacant land on Lorigan, Chopin & Belvidere Streets, designated as Block 26-C, Lots 158, 159, 160, 198, 199, 200, 204, 206, 212, 213 to Daniel J. McGreevy for the sum of $7,425.00.

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Lally:

Mr. President, I would like to recommend that Bill No. 896 be returned to the Committee. My reasoning for this is the fact that all these properties are located below the Bloomfield Bridge. Now, if the Bloomfield Bridge is to be moved by our Engineers, all these properties will be very valuable. We have 27 pieces of property in the bill, I think, and some speculators coming in are buying these properties, so that is my reasoning for returning it to the Committee.

Mr. Givens seconded the motion.

Which motion prevailed.

Also,

Bill No. 897. Resolution authorizing the sale of property in the 12th Ward, being a vacant lot on Verona Boulevard, designated as Block 173-C Lot 221, to Robert E. and Elizabeth G. Smith, his wife, for the sum of $525.00.

Which was read.

Also,

Bill No. 898. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Homewood Avenue, designated as Block 174-N, Lot 191, to Reverend John M. and Betty Jean Wallace, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 899. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Homewood Avenue, designated as Block 174-N, Lot 192, to Reverend John M. and Betty Jean Wallace, his wife for the sum of $1,500.00.

Which was read.

Also,

Bill No. 900. Resolution authorizing the sale of property in the 16th Ward, being a 2 story frame house on Leticoe Street, designated as Block 13-C, Lot 27, to Demetrius Ristich, for the sum of $800.00.

Which was read.

Also,

Bill No. 901. Resolution authorizing the sale of property in the 18th Ward, being a 2½ story frame house on Delmont Avenue between Chalfont and Sylvania designated as Block 15-L, Lot 168, to Irvin and Mildred Williams, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 902. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Glasgow Street, designated as Block 21-J, Lots 154, 156, to John C. and Dorothy J. Herman, his wife, for the sum of $2,500.00.

Which was read.

Also,

Bill No. 903. Resolution authorizing the sale of property in the 20th Ward, being vacant land on Glasgow Street, designated as Block 21-J, Lots 172, 173, to David A. and Diane Crawley, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 904. Resoluton authorizing the sale of property in the 28th Ward, being vacant land on Keever Avenue, designated as Block 40-R, Lot 200, to Charles E. and Barbara J. Montgomery, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 905. Resolution authorizing the sale of property in the 29th Ward, being vacant land on Nobles Lane, designated as Block 60-J, Lot 162, to Rebert Lucatorto, Etal, for the sum of $1,500.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson** presented

Bill No. 1029. WHEREAS, this City Council has supported, by previous resolution, the concept and development of minority business enterprise and equal business opportunity; and

WHEREAS, the City is required by Federal order to develop a Minority Business Enterprise Program and affirmative Action Plan; and

WHEREAS, the City of Pittsburgh does not have a minority business development program relative to its non-federal yearly budget; and

WHEREAS, the area of supplies lends itself to minority business participation and development, and the Department of Supplies contracts, directly, the vast majority of purchases for the City of Pittsburgh.

NOW, THEREFORE,

BE IT RESOLVED that this Council, on behalf of the citizens of Pittsburgh, directs the Department of Supplies and and its Director to initiate a program and specific procedures to encourage, secure and contract 20 per cent of its contracts and purchases, dollar value, with minorities.

Which was read.

**Mr. Robinson:**

Mr. President, let me give a little bit of explanation to the other members of Council and to the media as to why I feel that this particular resolution is necessary.

As we are all aware, the City right now is under an order from HUD to develop a minority business program along with an affirmative action program, in order that they might spend the community development funds which have been allocated to the City of Pittsburgh. Unfortunately, the City does not presently have an operating minority business development program, nor an affirmative action program. I think that if we are going to accept federal monies and to follow the guidelines and procedures that they give to us for the participation in many instances of a significant portion of our population. I think that the least that we can do is initiate some type of program dealing with our regular yearly city budget, and I think the Department of Supplies is a very good area in which to start, and that we should begin to separate out the federal program, federal dollars from city programs and city dollars . . . this resolution is geared to make sure that the City of Pittsburgh, if it never receives another dime of federal money, addresses the concern of this Council and the stated

concern of the Administration, that minorities be given an opportunity to participate in the business development in this City and specifically, be able to participate in the business activities of the City of Pittsburgh. And I think that we have to also look at the fact that thousands, literally millions of dollars are spent every year by the City of Pittsburgh, and we have not taken any initiative on our own to develop any kind of program to make sure that we begin to bring in additional people.

One last comment, one of our biggest problems in the City of Pittsburgh is minority unemployment, it is my hope that with the assistance of the City, and this resolution, that we can begin to stimulate minority business, and thus allow these minority business persons to hire people within their own community. I think that is going to be one of the solutions to our unemployment problems in the minority community . . . is to put more minorities into business, so that they can hire the people in their own communities.

**The Chair:**

Very well said.

**Mr. Givens:**

You know, passing a resolution is one thing . . . I would like the Director of the Department of Supplies to come up here and express to this Council what actions, if any, are being taken, what contractors by name, are being used, and the dollar amount. And to report quarterly to the Council as to what affirmative action is taken. Passing this Resolution is a step in the right direction, but I think that we, as Council members are going to have to request from that Department to submit to us a report as to what action is being taken, if not, then the thing is gont to drop again by the wayside.

**Mr. Coyne:**

Mr. President, along those lines, I have asked Director Ruff to be at Wednesday's meeting to address himself to what the Department of Public Works is doing in an affirmative action way with regard to this resolution, so he will be up on Wednesday to discuss that.

**The Chair:**

Very good.

**Mr. Robinson** moved for adoption of the Resolution.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**Mr. Robinson** for Mr. Stone presented

Bill No. 1030. WHEREAS, on May 26, 27, and 28, 1978, Robert Morris College will sponsor the 22nd Annual Pittsburgh Folk Festival; and

WHEREAS, Many varied nationality groups in and around the Pittsburgh area will participate, including 3,500 participants between the ages of 5 and 75,

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the members of the Council of the City of Pittsburgh hereby recognize the 22nd Annual Pittsburgh Folk Festival and congratulate its success in maintaining interest in ethnic folklore and preserving ethnic heritage in Pittsburgh.

Which was read.

**Mr. Robinson** moved for adoption of the Resolution.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair** presented

Bill No. 1031. WHEREAS, the members

of the Pittsburgh City Council are aware of the problems of high utility bills; and

WHEREAS, the City Law Department is opposing the current Duquesne Light Rate increase request and has filed suit against the strike surcharge,

NOW, THEREFORE

BE IT RESOLVED, that the members of the Council of the City of Pittsburgh hereby support the efforts of Duquesne Light customers to protect themselves from high utility bills and also support the end of the strike surcharge.

BE IT FURTHER RESOLVED, that this Council is in favor of a refund of phantom taxes charged to customers but not paid to the Federal Government, and a refund of the $5 Million in overcharges through the fuel cost adjustment and any other overcharges through the fuel cost adjustment.

Which was read.

**The Chair:**

I was not present at the meeting on Saturday held at Typographical Hall held by this group protesting the Duquesne Light Surcharge and the rates. However, I did go to a meeting in West End about three weeks before and the same subject was discussed. These people were quite concerned, and rightfully so, I checked with the Law Department before I entered the resolution and they said that the City of Pittsburgh is now in litigation against Duquesne Light in regards to these specific charges, so the resolution is in order. I did make a statement for the record at the meeting I attended three weeks ago, justified or not, that utility bills today are at a point where people on fixed incomes, retired elderly people, just cannot pay them. In fact all their income is going towards utility bills leaving hardly any for food, clothing, and even an occasional night of entertainment. What can be done, I really don't know, but some pressure has to be taken off of these people, they have to get some relief, because they are at the point now where they are just being strangled. The companies realize this, and I think even the State Senate has made a move towards eliminating the fuel adjustment cost. Fortunately, that will be a step in the right direction.

**Mr. Robinson:**

Mr. President, I might mention, prior to my coming to Pittsburgh City Council, I also filed a suit against Duquesne Light concerning the rate increase, and along with the City of Pittsburgh, and perhaps 30 or 40 other individuals and organizations. I am constantly receiving information from the Public Utility Commission concerning this. Like yourself, I was unable to attend the meeting on Saturday, but I still have my concern and share your concern that something has to be done about these ridiculous charges that are being put on the average person to the extent that when you have no where else to go for electricity, you are forced to go back to a utility which almost seems to have complete power to increase these rates and put additional charges on, and I think your resolution is right on time.

**The Chair:**

Mr. Givens, I think you were at that meeting on Saturday, do you have any comments?

**Mr. Givens:**

Yes, I attended the meeting with the PUC and I guess what many of us have heard over the period of time, but it is not only those people, it is everyone, including the members of the PUC and everything, and I think they are fighting, trying to do their job. Some of the facts and figures that came out of that were astronomical. It is not only the Duquesne Light Company, but they were talkng about utilities in general, gas companies too, and some of the human side of the story, what was happening to them down there, but for one example that is very stirring, and one thing that

I mention in talking to all the groups that were down there throughout the City of Pittsburgh primarily, and some throughout the County of Allegheny, that this City Council get involved. And the PUC and the various surcharges and some of the other financial dealings that are happening within our utility companies, in just the different increases in the rates, I think we come up with somewhere around from 1970 rate hike increases to 1977, some additional $115 Million increase. We can consider our own budget right here in the City of Pittsburgh in just the light of how we use it in our industry. I made somewhat of a promise down there that City Council would get involved, and the Mayor's office would hopefully get involved directly. We have here, the citizens on one hand fighting a gigantic industry, and I feel we definately need intervention here with this Council and with the Mayor's Office through our own legal courts to help the people in the City of Pittsburgh fight this particular issue, whether it be right or wrong, and what the utility companies are doing, I think the PUC and us should coordinate and finally get at the bottom of what is really happening here.

**Mr. Robinson** moved for the adoption of the resolution.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**The Chair:**

I would like to remind the members of Council and those in the audience today, that we have distinction in City Council, that one of our staff has been elected, at least nominated in the Democratic Primary, to be the legislator for the 21st Legislative District. You all know, to my right, Steve Grabowski. I don't know if the news meida is quite aware that Steve was nominated this past Tuesday. I think his nomination is tantamount to victory, and I want to congratulate Steve Grabowski.

**Mr. Lally:**

Very good. Mr. President, I just want to mention that I got a call from the Bloomfield Chamber of Commerce, before I came into the meeting. There is a meeting scheduled tonight at St. Joseph's Hall, that is right behind St. Joseph's Church on Liberty Avenue, in regards to the closing of the Bloomfield Bridge. It is at 7:30 and I would like to extend the invitation to all Councilmen.

**Mr. Givens:**

I just wonder if Steve got any help here in his campaign race?

**Mr. Robinson:**

He'll never tell.

**The Chair:**

He probably disavowed all of us and that's how he won.

**Mr. Givens:**

On the serious side, we have been receiving periodically, a performance audit from our Controller's Office to the various departments within the City of Pitsburgh, and wherein he tells them what is wrong with the various departments, and they give their reply back to us. Then, all traces of communications, in regards to this Council is somewhat lost. I would like to make a motion to ask that we have a follow-up report every six months until all the major discrepancies and these performance audits are at least corrected and brought up to date.

One of the most significant things which I believe our Home Rule Charter ever gave us was that the Controller of the City of Pittsburgh would give a performance audit. This really tells us how the City is working, the nuts and bolts. We had one on Supplies, I believe, and some departments that the Controller is picking. For our own advocation, this only happens once every four years, I believe. I would like to see a follow up and I make that in the form of a motion.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Givens:

Mr. Perry, would you please notify the Controller that we get a written report from the various departments.

Mr. Coyne:

Mr. President, some months ago there was a recommendation made to City Council to re-district the wards and voting districts in the City of Pittsburgh. Nothing much was done about that at the time. I think it is something that ought to be done in the City of Pittsburgh.

The Chair:

Excuse me, Mr. Coyne, who suggested that?

Mr. Coyne:

I think it was the County Board of Elections, if I am not mistaken. But, in any event, no action has been taken, and I was just wondering if Council maybe ought to lay out a plan of their own. Maybe not today, but sometime, form a committee to re-district the wards and voting districts within the City of Pittsburgh.

The Chair:

Is that within our purview?

Mr. Coyne:

Yes, it is.

Mr. Givens:

I received a letter that they wanted to change the number of Committee people within the various wards, but I didn't know anything about re-districting the wards.

The Chair:

Well, merging districts is what Bill is saying.

Mr. Coyne:

What it would do, would be to redefine the boundaries of the wards and in fact, probably the number of wards within the City of Pittsburgh being the population has moved from one area to another and high concentrations of people are in different areas from years ago. All it would be is a re-districting procedure. Maybe if there was a three member Committee of Council, or five member, or whatever to lay that kind of plan out.

The Chair:

When that was first discussed, some of the people who work in the Bureau of Elections had the fear that by merging some districts, or re-districting it would make it rather difficult for some of the people to walk to the poles to vote. A couple which they mentioned in particular, I could see their point. Where people were walking a block or two, they might have to walk 4 or 5 blocks, we are talking about elderly and retired people. They were talking rather seriously and then I don't know what seemed to happen.

Mr. Givens:

On that one point again, the thing that I would like to caution is that in the letter that I received from the Board of Election over there, was to look at the number of people that the committee people were representing, and then to re-zone from that. But, they were wanting to do it within the City of Pittsburgh first, and then go into the County secondly. I think if this is to be accomplished and the various committee people are to be in according to the people who are living there, number one, we don't have any reliable statistics that would really bring us up to date until the 1980 census. We could use the 1970 Census updated by periodic checks that

have been made by the census, I don't know if we could use that. My recommendation would be to do it county-wide, not city-wide, because what this will be doing, will be that the City of Pittsburgh will be losing Committee people, both in Republican and Democratic, and any other political organization that would be so formed. As a result, by reducing the City Committee people, when an election would come up for county-wide election where the city participates, I feel that the City would be at somewhat of a disadvantage.

**Mr. Coyne:**

Well, this has absolutely nothing to do with committee people, all it does is draw up boundaries for ward areas within the City of Pittsburgh. Ultimately you might have more or less committee members as a result of the voting district that they live in. I don't think that we can afford to wait on what the other municipalities in Allegheny County are doing, because we have a unique situation in the City.

**Mr. Givens:**

You are just talking about wards then, not the committee people in the ward?

**Mr. Coyne:**

The whole City of Pittsburgh.

**Mr. Givens:**

Yes, but you are not talking about the number of committee people that are going to be represented within a particular ward.

**Mr. Coyne:**

No, it really has no direct relation with the Committee people. It is just a matter of re-districting.

**The Chair:**

Why don't we say, for instance, say at the corner of Craig and Center, where part of it is the 4th Ward and part is the 5th. Are you saying that perhaps we would make all of that the 4th or all of that the 5th?

**Mr. Coyne:**

Yes, a good example is the 1st and 2nd Ward of downtown. Pittsburgh used to be a populous area, that is now divided into two very small wards, maybe the concept would be to make that one ward of the City of Pittsburgh.

**The Chair:**

I think we all share your concern. It is so important, but rather than appoint a committee, what I would like to see done, in effect, actually appoint all Council members to that Committee and all of us work together in regards to such a serious thing.

**Mr. Coyne:**

The reason I mentioned a committee is that the last time we did any re-districting was for the Community Advisory Boards, and that was done by a three member committee and I just though that maybe a smaller type committee might be more efficient.

**The Chair:**

Well, why don't we just more or less, all of Council serve as advisors at the present time to establish a committee of say, maybe three, if I may, if I have the prerogative to appoint you, Mr. Coyne, Mr. Bulls and Mrs. Masloff as a three person committee and that the rest of Council serve as advisors.

**Mr. Coyne:**

Yes, I think what that committee would be expected to do is come back with a recommendation to the full Council.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

**Mr. Givens:**

I would just like to bring to the attention of Council that St. Margaret's Memorial Hospital will be coming here on the 24th of May at 10:30 A.M. This is to discuss the fire suppression system within that particular hospital.

**Mr. Lally:**

On Wednesday morning, I understand that the M. C. O. group from Bloomfield/Garfield are coming in, is that right?

**Mr. Perry:**

No, they are not.

**Mr. Lally:**

Okay then, I am mistaken, I had heard that they were coming in.

**Mr. Bulls:**

We have the wrong agenda, they have the right one.

**The Chair:**

We discussed that before, and we tried to tell the M. C. O. especially the last time they were in that in the future, they would apply for a hearing like every other group. It is my thinking in the matter that they should do just that and that they will not be heard from Wednesday.

**Mr. Givens:**

Have they communicated with you Mr. President?

**The Chair:**

None, whatsoever.

**Mr. Givens:**

Then, I suggest that the City Clerk then call the M.C.O.

**Mr. Lally:**

No, he shouldn't call anybody, let them call him. If they are going to come, Dick, let them call Mike.

**Mr. Givens:**

Well, I think, forewarn them that this is what the situation will be then, Mike.

**The Chair:**

Well, I think that as I stated earlier, we told them the last time. There was an exception made the last time. We just can't have these groups coming in and disrupting regular meetings.

**Mr. Givens:**

They have a very urgent problem out there, one that I think they need our help, and I think that the City Clerk could call and try to arrange, rather than them just coming in here and not being heard, knowing that they are not going to be heard, and try to set up a date date as soon as possible for them. I think this might prevent a lot of antagonism between particular parties coming in.

**Mr. Lally:**

Well, Dick, they have been notified, if they were to come in here they were to notify Mike, and the President of Council for a hearing. I think we should keep to those rules. If they get away with it, then everybody else is going to try the same thing. I don't think it is Mike's responsibility to call them, let them call Mike if they want to come in. If they have a serious problem, they certainly will do that.

**The Chair:**

If you are in contact with them, Dick, tell them to give Mike a call.

Mr. Lally moved that Mr. Stone be excused for absence from this meeting.

Which motion prevailed.

Mr. Robinson moved to approve the minutes of Monday, May 8, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mrs. Masloff

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, May 30, 1978 No. 22

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Tuesday, May 30, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

**The Chair:**

I must say that Michele must be very popular, this is the biggest crowd I've seen since the last Steeler game.

Would Mrs. Masloff and Mr. Lally please escort Mayor Caliguiri into the Chambers?

Thank you Mrs. Masloff and Mr. Lally.

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

**The Chair:**

At this time, ladies and gentlemen, it is an extreme pleasure to have Rabbi Jacobs of the Temple Rodef Shalom to deliver the invocation.

**Rabbi Jacobs:**

Heavenly Father, we are gathered together in gratitude for this woman whom we are about to induct into the City Council of this City.

Thou hast granted her many blessings. The spirit of practical idealism, a desire to work for the welfare of others and the energy and enthusiasm to carry out her thoughts. Bless her now as she joins this Council May she add to its deliberations. May she inspire new decisions, and may all the members of this Council work together for the good of the citizens of this city, and for the good of Thy will. Amen.

The Chair presented

Bill No. 1032.

Commonwealth of Pennsylvania
County of Allegheny

CERTIFICATE OF ELECTION

We, the undersigned, constituting the

Return Board of the County of Allegheny do hereby certify that at the Election held

May 16, 1978

MICHELLE MADOFF

was duly elected to the office of
Member of Council
(Unexpired Term)
for the City of Pittsburgh

in the County of Allegheny, Commonwealth of Pennsylvania.

Witness our hands and the seal this 30th day of May, 1978.

Jim Flaherty
Thomas J. Foerster
Robert N. Pierce

Board of Elections, Ex Officio, The Return Board of Allegheny County

Which was read, received and filed.

**The Chair:**

Mr. Bulls and I have the distinct honor of Michelle Madoff asking us to escort her into the room, so Mr. Bulls and I will do just that.

At this time, we will have the Honorable Judge Marion Finkelhor, of the Court of Common Pleas administer the Oath of Office to Michelle Madoff.

**Judge Finkelhor:**

Michelle, it gives me great pleasure to have been selected to administer to you the Oath of Office as a member of City Council.

Marion Finkelhor duly administered the Oath of Office, which Michelle Madoff signed and swore to.

**The Chair:**

At this time, the new Councilwoman, Michelle Madoff would like to say just a few words to her friends and relatives.

**Mrs. Madoff:**

Many of you who know me know that I like to talk a lot, and since it is such a hot day we want to make it brief. I have written it down and I think if you time me, it is under five minutes, or just about that.

Rabbi Jacobs, Mayor Caliguiri, Judge Finkelhor, City Councilmembers, distinguished guests and friends. First of all, let me take this opportunity to thank the 133 voters who made my election a reality. Whoever and wherever you may be. If nothing else, this election demonstrated dramatically that every vote counts.

Because of my concern for the health and welfare of the residents of this community, there are those who have labeled me a "one-issue candidate." They are correct. In today's vernacular, you'd better believe it. Environment to me means how you live . . . your whole lifestyle. How you get to work, transportation, bridges that don't shut down isolating communities and causing economic havoc. Environment encompases quality education, adequate care for our disadvantaged children and the elderly. Adequate housing for all of our people, particularly our senior citizens. Police and Fire protection, garbage pick-up and snow removal. And affordable utility bills that aren't greater than your mortgage payments. These are all a part of the environment which we live in. And just in case anyone thinks I don't understand . . . this is a quote from one of my previous statements. If you don't eat, that is a very unhealthy environment. Therefore, a job with an adequate salary is as much a part of the total environment as the air we breathe and the water we drink. Nothing constructive happens in the City without the efforts of its leaders working together. Working together, we can do great things for our City. We need a strong commitment to develop constructive programs to create more jobs, and I'm sure the City

Council members agree with me. We need to stop the exodus of people and jobs from our City. We need job-producing programs. We need to emphasize neighborhood improvement programs which offer quality and equality of services to all segments of the City. We need to make it safe to walk the streets at night. We need to make sure that East Street doesn't happen in your back yard.

A concentrated effort must be made to get our fair share of tax dollars from the State and Federal Government to pay for some of these programs. We need to stop the decay and neglect so prevelant in many parts of our City. and enact a new kind of urban renewal, a new kind of renaissance . . . We need to support Mayor Caliguiri's Reniassance II, which is already under way.

I believe the most important duty of a City Council member is to go to the people and communicate on a regular basis. Discuss the problems of your area with you and look for solutions together. In keeping with this objective, to let the people be heard, I plan to establish, for myself, three advisory boards . . . a Democratic board, as well as an independent board to represent the more than 8,600 city independent voters, and a Republican advisory committee. I would hope that other City Council members would join me in this effort, for after all, while I am being touted as the independent who beat the Democratic party, I am nevertheless a Democrat . . . a registered Democrat. And I believe the term democrat is synonymous with democracy, and in a democracy, our leaders represent all the people, not just some of the people. And independents and Republicans pay taxes too.

It might be of some interest to note that my first job out of school was with a union. So, I have always been a strong supporter of labor, however, I am also a strong supporter of the free enterprise system, and believe strongly in jobs of the private sector, as opposed to make-do jobs in government. I am sure that this sentiment is shared by my friends in the labor movement. Everyone is entitled to a job with pride and dignity that pays a decent living wage for a day's work.

I hope that Council members will be patient with me as I learn the ropes, and I hope they will take advantage of the dozens of volunteer resource people and consultants I have worked with over the last nine years, and they are all volunteers, they don't cost very much. So that together we can help make Pittsburgh the most fantastic City in the Country.

In closing, I would like to thank my well oiled committee of four and a half people. First of all, and I would like them to stand, if they would, Judy Lebowitz, without whom I would not have had the courage to do some things that needed doing. Many thanks to Joanne Cohen, for without Joanne organizing my act I wouldn't be here today. To Mark Paulick for giving freely of himself in so many different endeavors. To Claire Pomeran Stauffer who worked eight to four, five days a week at Pitt, but nevertheless found time to pitch in where it counted, and I guess I would be remiss if I didn't thank the Republican party for their endorsement, I'm sure that helped me get the vote. I of course could not have made it here today without the patience and endurance of my husband, Henry and my daughter Karen, who are now experts on fast-food restaurants and frozen dinners. Would the fast-food restaurant and frozen dinner experts stand up.

To wind this all up, I think I must clarify a very confusing problem to the residents of the community . . . that of Sophie Madoff and Michelle Masloff . . . I want to thank Sophie for the votes, I no doubt got because of the confusion of our names, but I know I got a few votes for her . . . I am constantly being called Sophie Madoff, I voted for you. In order to clear up any further confusion, you may refer to me in the future as the gray panther and Sophie as the attractive red head.

I thank you all for coming, and God bless you.

**The Chair:**

If you please, I am going to take the mike back over before Michelle takes my job.

I know you are all very anxious to hear a few words from Mayor Caliguiri, but prior to that there are some elected officials in the audience, who I would like to acknowledge, I see sitting to my right, County Commissioners Tom Foerster and Robert Pierce. I don't know what it means, but it is the first time I've seen them sitting that close together in a long time.

The Honorable John McGrady, the City Controller to my left. Next to John is our former City Council President, our beloved Lou Mason. Our County Chairlady, Jean Milko. Our County Controller, I see him in the back, I don't know how you could miss him, Jack Lynch. And our esteemed new County Chairman, my good friend and yours, Coroner Cyril Wecht. And over to my extreme left, I see the right arm of Congressman Moorhead, Nate Shore. I took a pretty good scan of the audience, and I don't think I missed anyone.

I do want to say, before the Mayor's speech, that shortly after the Mayor talks, we will have a short meeting, I promise you it won't last any more than ten minutes, and then congratulations for Councilwoman Madoff will be in order and we will all attend her reception. I cannot miss the opportunity, it is a captive audience, so you are going to stay for the meeting whether you like it or not.

At this time, it gives me great pleasure, it is a great honor to introduce the Mayor of the City of Pittsburgh, Richard S. Caliguiri.

**Mayor Caliguiri:**

Thank you so much, Michelle, honored guests and friends of Michelle. Well, Jeep, you got her on the right cheek, I got her on the left cheek, I don't know what is left for Henry there now.

**Mrs. Madoff:**

Plenty.

**Mayor Caliguiri:**

For some of you that didn't hear that, she said plenty. I should know never to follow Michelle at the podium . . . I will keep it short.

It is a pleasure for me to be here, and Michelle, to see you take a seat where I certainly was, and I think it is a great, great seat to be in, every member of City Council, and it is a great honor, not only for you to be sitting in it, but for City Council to have you sitting in it. I like the words of you being involved as we all are in the Reniassance of this City, because it is going to take the involvement and the cooperation of everybody if we intend to carry this off. And certainly with your involvement, I know we will, because you will bring new life and new direction and new ideas and thoughts, and that is something that we need here today to make sure that we can do this. On behalf of myself, Michelle, really I guess we have campaigned for some time together, and we have enjoyed it. It is a pleasure now, as I said, to come here and see you sworn in as a Council member. To all of your friends and your family, I wish you well, and I wish to congratulate each and every one of them for being here today to see this great, great occasion for you. Thank you so very much.

**The Chair:**

Thank you very much Mayor Caliguiri for the wonderful speech in behalf of Councilwoman Madoff.

At this time we will have the short meeting that I promised you.

PRESENTATIONS

**Mr. Bulls presented**

No. 1033. Resolution transferring the sum of $18,000.00 from Code Account No.

1469, Fire Hose, Department of Fire, to the following Code Accounts within the Department of Fire: $4,000.00 to Code Account No. 1463, Miscellaneous Services, $7,000.00 to Code Account No. 1464, Supplies, $7,000.00 to Code Account No. 1466, Repairs.

Which was read and referred to the Committee on Finance.

Also

No. 1034. Communication from Thomas Kennelly, Chief, Department of Fire, requesting permission for one member of the Fire Department to attend Fire/Arson Detection Seminar, State Fire Academy, Lewiston, PA, July10-12, 1978 at a cost not to exceed $200.00, payable from Code Account 1463, Miscellaneous Services, Department of Fire.

Also

No. 1035. Communication from Thomas Kennelly, Chief, Department of Fire, requesting permission for five members of the Fire Department to attend "Handling Hazardous Materials Transportation Emergencies" Seminar, Philadelphia, PA, September 17-20, 1978, at cost not to exceed $400.00 each, payable from Code Account 1463, Miscellaneous Services, Department of Fire.

Also

No. 1036. Communication from Thomas Kennelly, Chief, Department of Fire, requesting permission for five members of the Fire Department to attend "Handling Hazardous Materials Transportation Emergencies" Seminar, Montgomery, Alabama, June 11-14, 1978, at cost not to exceed $500.00 each, payable from Code Account 1463, Miscellaneous Services, Department of Fire, and repealing Council Bill 801.

Which were severally read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 1037. Resolution transferring the amount of Fifty Thousand ($50,000.00) Dollars from Code Account No. 1608, Salaries and Wages, Regular Employees, to Code Account 1501, Premium Pay.

Which was read and referred to the Committee on Finance.

Also

No. 1038. Resolution granting unto the Cinemette Theatres, Incorporated, owner of the Stanley Theatre located at Penn Avenue and Seventh Street in the Second Ward of the City of Pittsburgh, its successors and assigns, the privilege and license to continue, maintain and use, at their own cost and expense, for the duration of the present structure, that portion of said Stanley Theatre encroaching on Penn Avenue and Seventh Street.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1039. Resolution transferring $500.00 from Code Account 42, Council and City Clerk's Office Contingent Fund to Code Account 1838, Recreational Activities, Miscellaneous Services.

Which was read and referred to the Committee on Finance.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Also

No. 1040. Resolution approving the transfer of the sum of Three Thousand Three Hundred ($3,300.00) Dollars from

Code Account No. 1102, Salaries and Wages, Regular and Temporary Employees, Department of City Planning, to Code Account No. 1119, Miscellaneous Services, Board of Adjustment, for the purpose of payment of services of a professional reporting service.

Which was read and referred to the Committee on Finance.

Also

No. 1041. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 18 by changing from "R1" One-Family Residence District and "S" Special District to "RP" Planned Residential Unit Development District all that certain property having frontage on Beechwood Boulevard and Gilda Avenue identified as Lot Numbered 80, Block 88-D in the Allegheny County Block and Lot System, 14th Ward.

Also

No. 1042. An Ordinance amending Ordinance No. 193, entitled, "An Ordinance establishing a schedule of fees for the administration of the Zoning Ordinance of the City of Pittsburgh", approved May 10, 1958, as amended, by changing the fee for the filing of an application before the Board of Adjustment for an appeal for review and interpretation or for a variance or for an application for a special exception.

Also

No. 1043. Resolution providing for a Cooperation Agreement with the Housing Authority of the City of Pittsburgh for Improvements in Housing Authority of the City of Pittsburgh communities in support of modernization and rehabilitation.

Also

No. 1044. Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Commerce for a grant in connection with the Herr's Island Industrial Park Site Improvements Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Herr s Island Industrial Park Site Improvements Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in a bank account.

Also

No. 1045. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Cliff-Dan Incorporated for the sale of Parcel 67A-1 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 1046. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Thomas Porter and Henderson Porter for the sale of Parcel 89b in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 1047. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Alvin McNeal for the sale of Parcel 14A in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1048. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Logan Mungo and Rosa Mungo for the sale of Parcel C-3 in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Also

No. 1049. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Charles E. Davis Construction Co., Inc., for the sale of Parcels B-10 and C-9b in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Also

No. 1050. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gloria Golden Grate for the sale of Parcel 73 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 1051. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lorna L. Gaines for the sale of Parcels 76, 76a and 76b in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 1052. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ethel M. Parker for the sale of Parcel 64c-1 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1053. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William O. Jackson and Ellen Pearl Jackson for the sale of Parcel 64c-2 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1054. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Joseph L. Wicks for the sale of Parcel 203 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1055. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and ITT Continental Baking Company for the sale of Parcel 28B in the Twenty-Seventh Ward of the City of Pittsburgh in Redevelopment Area No. 11.

Also

No. 1056. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 5th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 10-G, Lot No. 276.

Also

No. 1057. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 12th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 124-J, Lot No. 59.

Also

No. 1058. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 15th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 57-G, Lot No. 171.

Also

No. 1059. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 27th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 76-J, Lot No. 141.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1060. Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees, Bureau of Repairs, to Code Account 1365 — Equipment, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Also

No. 1061. Resolution providing for a Supplemental Agreement between the City of Pittsburgh and the County of Allegheny further amending the Agreement dated May 13, 1915 in connection with the occupation, use, administration, maintenance, operation and control of the City-County Building, by providing for the use by the County of the Sixth Floor of said Building; and repealing Ordinance No. 521, approved November 13, 1974 and Resolution No. _____, enacted May 22, 1978 (Bill No. 545 of 1978).

Also

No. 1062. Resolution authorizing the sale of property in the 5th Ward, being a 2 story abs. shg. hse. on Bedford Avenue and a vacant lot on Chauncey Street, designated as Block 10-F, Lots 100, 104, to Poston Thomas and Mabel Thomas, his wife, for the sum of $750.00.

Also

No. 1063. Resolution authorizing the sale of property in the 5th Ward, being a 2 story brick house on 39 Perry Street designated as Block 10-K, Lot 165, to Junius Daniels for the sum of $2,500.00.

Also

No. 1064. Resolution authorizing the sale of property in the 13th Ward, being 2 lots on Hamilton Avenue designated as Block 175-D, Lots 378, 380, to Marjorie Loving (Etal) for the sum of $650.00.

Also

No. 1065. Resolution authorizing the sale of property in the 13th Ward, being a 2 story house and store on 553 Brushton Avenue to James W. Dyer designated as Block 175-C, Lot 63, for the sum of $8,500.00.

Also

No. 1066. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Fahnestock Street designated as Block 231-P, Lot 3, to Dewey F. Gibson and Bertha Gibson, his wife, for the sum of $300.00.

Also

No. 1067. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot on Monticello Street designated as Block 174-G, Lot 34, to Geraldine Boswell for the sum of $250.00.

Also

No. 1068. Resolution authorizing the sale of property in the 23rd Ward, being vacant land on Vista Street, designated as Block 24-E, Lot 178, to Lillian Kroll for the sum of $500.00.

Also

No. 1069. Resolution authorizing the

sale of property in the 23rd Ward, being a vacant lot on Phinas Street or Pike Street between Madison Avenue and Chestnut Street designated as Block 24-N, Lot 48 to Anthony Hertzig and Veronica Hertzig, his wife, for the sum of $1,800.00.

Also

No. 1070. Resolution authorizing the sale of property in the 25th Ward, being a 2½ story asb. sid. house on 1927 Brighton Road designated as Block 22-D, Lot 36, to Stephanie E. Sales for the sum of $750.00.

Also

No. 1071. Resolution authorizing the sale of property in the 29th Ward, being a vacant lot on Heidkamp Way corner Lacona Avenue designated as Block 33-S, Lot 220 to Raymond Davidson and Dorothy M. Davidson, his wife, for the sum of $250.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1072. Resolution providing for an agreement or agreements with Mellon Institute, Carnegie Mellon University, in connection with professional consultant services for water quality, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Water.

The Chair:

Mrs. Madoff, you were not to have had any papers until you were appointed as the Chairman of the Committee on Water. I now officially appoint you as the Chairman of that Committee.

Mrs. Madoff:

Mr. President, point of order, may I be called Chairwoman or Chairperson?

The Chair:

You may be called anything you want.

Mrs. Masloff presented

No. 1073. Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Company in the amount of $15,637.34 in payment for work performed at Leslie Recreation Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mrs. Masloff moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1074. Resolution providing for an agreement with Ozanam Cultural Center for professional services for a recreational, cultural, and educational program for residents of the City of Pittsburgh and providing for the payment of the costs thereof.

Also

No. 1075. Resolution amending Resolution No. 89 effective March 3, 1976, entitled: "Resolution providing for agreements for personal or professional services and for a contract or contracts, or use of existing contracts for implementing the Pittsburgh Bicentennial Neighborhood Festivals Project and providing for the payment of the costs thereof," which was amended by Resolution No. 400, effective June 17, 1976 and also amended by Resolution No. 682, effective September 1, 1976, and further amended

by Resolution No. 654, effective July 21, 1977, by further increasing the costs for services from $120,000 to $145,000.

Which were read and referred to the Committee on Parks and Recreation.

**Mr. Robinson presented**

No. 1076. Resolution providing for the letting of a contract or contracts for the maintenance, rental, inspection or servicing of personal property owned by the City of Pittsburgh and for the maintenance and repair of buildings, structures, or any other properties in the custody of the various departments of the City of Pittsburgh, and for the miscellaneous services in and for any or all departments of the City of Pittsburgh during the calendar year of 1979, and providing for the payment thereof.

Also

No. 1077. Resolution providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government, for the year beginning January 1, 1979 and for the payment thereof.

Also

No. 1078. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Tractors and accessories for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 1079. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Tractors, turf and industrial, with accessories, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 1080. Resolution providing for the letting of a contract for the purchase of Uniforms and related equipment for the Department of Police, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

**Mr. Stone presented**

No. 1081. Resolution authorizing issuance of a warrant in favor of Gilbert J. and Dorothy Stiefvater in the sum of $1,200.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1082. Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and George F. and Olga Gibbs in the sum of $637.50 in settlement of their claim for damage and providing for payment thereof.

Also

No. 1083. Resolution providing for the issuance of a warrant to Duquesne Light Company in the amount of $1,364.01 in full settlement of a law suit for property damage and providing for the payment thereof.

Also

No. 1084. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace the following warrants which were lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 106823 |
| Dated | January 31, 1978 |
| Amount | $198.00 |
| Payee | Borroughs Corporation |

| | |
|---|---|
| City of Pittsburgh | 25-1-072495 |
| Warrant No. | P-120206 |
| Dated | January 20, 1978 |
| Amount | $22.00 |
| Payee | Margaret T. East |

Also

No. 1085. Resolution providing for the issuance of a Warrant to Madelyn Woods and David C. Woods in the amount of $2,000.00 in full settlement of lawsuit for personal injury and property damage, and providing for the payment thereof.

Also

No. 1086. Communciation from Mayor Richard S. Caliguiri, requesting permission for George Whitmer to attend United States Conference of Mayors Annual Convention, Atlanta, Georgia, June 17-21, 1978, at a cost not to exceed $550.00, payable from Code Account 1017, Miscellaneous Services, Mayor's Office.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 1087. Communication from Michael Perry, City Clerk, submitting a petition from residents in the 15th Community Advisory Board District, a petition requesting establishment of a community advisory board in said district, and ruling in favor of the validity of the petition.

Which was read and referred to the Committee on Planning, Housing and Development.

MOTIONS AND RESOLUTIONS

Mr. Robinson:

Mr. President, if I might, just before the City Clerk reads this particular resolution, just by way of explanation, this Resolution directs the Director of the Department of Supplies to implement Resolution No. 548, which was passed last week, dealing with minorities purchasing contracts through the Department of Supplies. This allows us to get periodic reports from that Department. I think that it is very important that we do have some idea as to how that program is operating. Also, the reports are retroactive back to January 3, 1978 The reason for that is that the Administration and the Director of the Department of Supplies have indicated that they are in the process of already working with minority contractors so as to give this Council some idea as to where they are, I felt that we should go back to the beginning of this year to ask for those reports.

The Chair:

Thank you Mr. Robinson.

Mr. Robinson presented

No. 576. WHEREAS, this Council passed Resolution No. 548 relative to minority business development and minority purchasing as they relate to the yearly non-Federal budget of the City of Pittsburgh; and

WHEREAS, Resolution No. 548 did not provide for monitoring of the Department of Supplies or its Director in carrying out the directive of this resolution; and

WHEREAS, this Council is concerned that a substantive, aggressive, positive effort be maintained by the Director of Supplies and the Department of Supplies to achieve the goals of Resolution No. 548.

NOW, THEREFORE,

BE IT RESOLVED that the City Council of this City, on behalf of its residents, does direct the Director and the Department of Supplies to submit to Council a progress and status report every three months retroactive to January 3, 1978.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Stone** seconded the motion.

Which motion prevailed.

**Mrs. Madoff:**

Mr. President, I know that I share a concern the community shares that there should be an adequate and a certain amount of business that goes to minority businesses. This is only just and fair, and I support that wholeheartedly. But I know for a fact, the people have spoken to me about people who front for these minority businesses and the minority businesses are not getting the business. Is there any way we can investigate that to be sure that justice is being done.

**The Chair:**

This very week, on that Resolution, we are having Director Ruff and some people from the EDA to give us the answers to questions we are going to ask, hopefully we are going to get this program moving the way we should.

**Mrs. Madoff:**

Thank you Mr. President.

**Mr. Robinson:**

Also, Mr. President, in response to Mrs. Madoff's concern, one of the areas which I hope the Director of Supplies will be looking into is determining who, in fact, is a minority supplier or contractor. I think definitions are very important. This is why I am asking for some kind of monitoring and report so that we can determine that people who we are attempting to help are indeed the people that we are helping. Many programs around the country have suffered from people who have abused it to the extent of using minority front people to obtain Federal as well as City dollars and hopefully we can prevent that here in the City of Pittsburgh.

**The Chair:**

As I told you, we were going to get you out of here in about 10 minutes, but it is going to take about 15. Before the approval of the minutes and the motion to adjourn, I will take the prerogative of the Chair and add congratulations from myself and City Council to the new Councilperson, Michelle Madoff. As most of us know, Council will probably never be the same again with Michelle aboard.

Seriously, Michelle, you are a welcome addition, not so much in that you are a woman, but because you are a Democrat, and you said that yourself.

**Mrs. Madoff:**

How about because I am qualified?

**The Chair:**

I know that Council knows, Michelle, you will add very greatly to Council and improve Council's image, so without further adieu, congratulations and thank you.

**Mr. Stone** moved to approve the minutes of Monday, May 15, 1978.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, June 5, 1978 No. 23

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, June 5, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 1089. Resolution providing for the issuance of a warrant in favor of Streeter Amet, in the amount of $10,304.00 in payment for electronic components for a motor truck scale including engineering for scale pit furnished for the benefit of the City in connection with City of Pittsburgh Asphalt Plant and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1090. Resolution further amending Resolution No. 675, effective August 19, 1976, as amended by Resolution No. 747, effective August 16, 1977, as amended by Resolution No. 1020, effective October 27, 1977, as amended by Resolution No. 4, effective January 31, 1978, entitled: "A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letters of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the project and providing for the deposit of funds in a bank account", by decreasing the maximum amount authorized from $14,318,600.00 to $14,169,000.00.

Which was read and referred to the Committee on Public Works.

Mr. Lally presented

No. 1091. Resolution amending Resolution No. 496, approved May 17, 1978, entitled "Providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of costs thereof."

Which was read and referred to the Committee on Planning, Housing and Development.

Also

No. 1092. Communication from Harold West, Director, Department of Lands and Buildings, requesting interim approval of payment of $2,600.00 for extra work in connection with No. 2 Police Station Modernization Project.

Which was read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1093. Resolution amending Resolution No. 1038, approved December 31, 1976 as amended by Resolution No. 82, approved February 15, 1977, as amended by Resolution No. 387, approved May 5, 1977, amended by Resolution No. 531, approved June 10, 1977, amended by Resolution No. 801, approved August 17, 1977, amended by Resolution No. 1018 and No. 1019, approved October 24, 1977, amended by Resolution No. 1334, approved December 30, 1977, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds, by increasing appropriations for Capital Budget Project WD-77-16 — Installation and Repair of Water Service Lines."

Which was read and referred to the Committee on Water.

Mrs. Masloff presented

No. 1094. Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Company in the amount of $3,037.00 in payment for work performed at Schenley Park Swimming Pool, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Parks and Recreation.

Mrs. Masloff moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1095. Resolution authorizing the issuance of a warrant in favor of Brunner Appliance Service in the amount of $1,565.00 in payment for work performed at Homewood Senior Citizen Center furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1096. Resolution authorizing the issuance of a warrant in favor of Ruff Electrical Construction Company in the amount of $995.00 in payment for work performed at Homewood Senior Citizen Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1097. Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 455, effective May 11,

1978, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and tansferring Bond Funds to said Capital Trust Funds," by reallocating funds for the Department of Parks and Recreation.

Also

No. 1098. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $2,533.00 for extra work in connection with electric contract for construction of Schenley Park pool in East Hills, Controller's Contract No. 22909-F.

Also

No. 1099. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $1,984.00 for extra work in connection with general contract for construction of new swimming pool in East Hills, Controller's Cntract No. 22334-F.

Also

No. 1100. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $6,950.00 for extra work in connection with general contract for renovation of King Estate, Controller's Contract No. 23154-F.

Also

No. 1101. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $2,000.00 for extra work in connection with general contract for site improvements to the Pittsburgh Zoo, Controller's Contract No. 23042-F.

Also

No. 1102. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $1,185.00 for extra work in connection with electric contract for the renovation of Phipps Conservatory, Controller's Contract No. 23205-F.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1103. Resolution providing for the issuance of a warrant to Daniel Steiner in the amount of $6,500.00 in full settlement of claims for personal injuries and providing for the payment thereof.

Also

No. 1104. Resolution providing for the issuance of a warrant to the Hartford Insurance Group in the amount of $3,-783.00 in full settlement of subrogation claims for property damage, and provid-

Also

No. 1105. Communication from Melanie Smith, Personnel Director, Department of Personnel and Civil Service Commission requesting permission for Ronald T. Camp, Senior Planner to attend "Applicant Assessment" training program sponsored by U. S. Department of Labor, Philadelphia, PA, June 27-29, 1978 at cost not to exceed $150.00, payable from CETA Code Account, Federal Funds.

Also

No. 1106. Communication from John Gabriel, Director, Commission on Human Relations, requesting permission for three staff persons to attend training sponsored by the U. S. Equal Employment Opportunity Commission June 5-9, 1978, Washington, D.C., at no cost to the City.

Which were severally read and referred to the Committee of Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1107. Report of the Committee on Finance for May 30, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 932. A Resolution entitled, "Resolution transferring $15,000.00 from Code Account 1714 Materials to Code Account 1706 Equipment within the Department of Water."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

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|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 933. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of J. B. Kreider Company, Incorporated in the amount of Six Thousand Five Hundred Forty ($6,540.00) Dollars in payment for the emergency purchase of 'No Parking' signs furnished for the benefit of the City in connection with the removal of snow from City streets."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 963. A Resolution entitled, "Resolution providing for the transfer of $109,650 from Code Account 41, Refunds Real Estate Tax to Summer Recreation and Transportation Trust Fund (SRTTF) in the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 975. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Deborah Cinkar Matthews in the sum of $590.30 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 976. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Thomas C. White in the sum of $1,400.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 977. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of State Farm Insurance Company and Nicholas Melyncheck in the sum of $685.98 in settlement of claim for damage and providing for payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 978. A Resolution entitled, "Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements with a professional codification service or services; and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1005. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Victor C. Cserer and Charles C. Wills, in the amount of $1,579.00, in payment for utilities used in connection with the rental of property located at 1103 Western Avenue, 21st Ward, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1021. A Resolution entitled, "Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1024. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 324 approved August 13, 1965, as amended by Ordinance No. 302, approved June 17, 1973, as amended by Ordinance No. 33, approved December 23, 1977, entitled, 'An Ordinance authorizing the payment of travel and per diem expenses to employees of the City of Pittsburgh when required by their duties, and when authorized by the head of the appropriate department to travel in their own vehicles or to be absent from the City overnight.' by increasing allowance for meals from Fifteen ($15.00) Dollars per day to Twenty-Five ($25.00) Dollars per day." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

In regard to this bill, Bill No. 1024, there is a typographical error in this, and so that it can be accurately handled, I would move that the City Clerk have the authority to change where it says 10c to 20c on travel expense, but this is purely a typographical error.

Also,

Bill No. 1039. A Resolution entitled, "Resolution transferring $500.00 from Code Account 42, Council and City Clerk's Office Contingent Fund to Code Account 1838, Recreational Activities, Miscellaneous Services."

Which was read.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1073. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Co., in the amount of $15,-637.34 in payment for work performed at Leslie Recreation Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes none
One abstaining (Mr. DePasquale)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 1108. Report of the Committee on Public Works for May 30, 1978, transmittingk sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 934. A Resolution entitled, "Resolution vacating Inventor Way from Frankella Avenue to a point 96.71 centerline feet eastwardly in the Thirteenth Ward of the City of Pittsburgh, excepting and reserving a 20-foot easement for the public sewer located therein."

Which was read.

Also,

Bill No. 935. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, entitled 'Approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional service agreements in connection with said Projects; providing for contracts for implementing said Projects; and providing for the payment of the costs thereof', by redesignating PW 76-28, Allegheny Avenue Bridge demolition as Ellsworth Avenue Bridge demolition."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 991. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Environmental Resources for a grant in connection with the Second Phase (Service Purchase Contract No. 587529) of the 'Development of a Ten Year Solid Waste Management Plan'; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Development of such plan; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

I would like to make a motion to recommit Bill No. 991 to the Committee on Public Works.

I recall that I had said that there were several studies that already have been done on Solid Waste Management, it is just the matter of acquiring the studies that have been prepared. I don't see any reason for another $15,000.00 to be put out at this time.

**Mr. Givens:**

Mr. President, I have some remarks on that particular bill. In regards to expanding that to cover the Solid Waste, for example, burning of refuse either by a heat energy recovery system, or solid land refill. I didn't see any comment made to that in the actual contract itself.

**The Chair:**

Mr. Givens, I don't know if you recall, but several members of Council, Mr. Lally, Mrs. Masloff, the present Mayor and I went to Boston and we saw a system there which we thought was very good and recommended this to the City of Pittsburgh. Mr. Caliguiri was then the President Pro Tempore of Council. He at that time appointed a committee, which for two years, as far as I know, has made no reports, and has done nothing. It is fruitless to continue to ask for a report from that committee.

In that respect, I go along with Councilwoman Madoff . . . if they cannot show us any more respect, then there is no sense in us cooperating on the other end of it. I don't think the two really tie in that closely, it just strikes me that they seem to have no concern for the solid waste plans that we thought would be best suited for the City of Pittsburgh. A committee was appointed and has never made a report. As far as I know, Jack Robin at one time was ill, there was an excuse there, and then he was traveling around the world, that was another excuse. I saw him walking through Oakland the last couple of weeks, so apparently he is alive and well and why we are not getting a report, I don't know.

**Mrs. Madoff:**

Mr. President, there have been numerous studies done on Solid Waste Management. I have referred to several of them. Unfortunately, I have only been here a short while . . . if I could get a breather, I will personally collect those studies and reports that have been made and have them summarized and present them to this Committee. I need a few weeks time to do that. It has already been done.

**The Chair:**

Well, it has taken over two years, so a couple more weeks isn't going to hurt.

**Mr. Givens:**

Mr. President, you brought out one significat point . . . the other one was that in doing this Solid Waste Plan, it is some $29,000.00 that they utilized in order to conduct this plan, and that I had asked Mr. Walker, if he would, include in the plan itself the possibilities of using this energy recovery system and/or the solid land refill, which they do not have right now. If this plan is to go into effect again there is another $29,000.00 that we will have spent without addressing ourselves to this particular problem. I had asked that when the final plan is initiated, and before the final negotiations with the consulting group, that it will be part of the total Solid Waste Management Plan from the City of Pittsburgh.

**Mrs. Madoff:**

Mr. President, may I address myself to another Councilmember?

**The Chair:**

Yes you may.

**Mrs. Madoff:**

Mr. Givens, the studies that have been done already addressed themselves to generating garbage into kilowatts, addressed themselves to Solid Waste Management, addressed themselves to garbage being turned into methane gas . . . they are already done, and they have been redone and redone and redone. Let's get our hands on some of them before we do another study.

**Mr. Givens:**

I am not saying that Michelle, what I am saying is that I know that this has been done, and a lot of studies have been made on it . . . but, the City of Pittsburgh has never included this in their Solid Waste Management Plan and I am asking them to do this. They must do that, as you know, in order for the state to approve it and this is a ten year plan.

**Mrs. Madoff:**

Well, I served for five years on the Department of Environmental Resources Environmental Committee and there were a number of studies that came out of that and it was during the era I believe, that we had a gentleman by the name of Pete Flaherty, a familiar name, as Mayor, and he was trying to generate using our garbage to generate kilowatts and sell it I believe, to Duquesne Light. And there is a study and it is here, let's lay our hands on it.

**Mr. Lally:**

Where is it Mrs. Madoff? Do you have it? We don't have it

**Mrs. Madoff:**

No, but I would like to try and locate it before we generate another study and pay the taxpayer's dollars.

**Mr. Lally:**

Well, there has been a study committee appointed by the present Mayor.

**Mrs. Madoff:**

So what.

**Mr. Lally:**

We don't have that report yet, that is the only thing.

**The Chair:**

There is no sense on arguing about this. You are both making a point, but as Mr. Lally said, when we were down in Boston and they said that the energy that was created was used to run the General Electric Plant. There was some thought that perhaps if it were done in Pittsburgh we would operate the Duquesne Light Plant with the same energy. That is the only information I was privy to. It never went any further than that. Now, what the Study Commission came up with, I don't know.

**Mr. Lally:**

The Study Commission was to come back with a final report to us as to the amount of garbage that could be burned. We have the amount of garbage in the City of 500,000 ton to operate that plant. It is enough to operate that plant . . . the location was even picked somewhere on the strip. They were going to work along with Duquesne Light, it would supplement Duquesne Light's steam and also travel the bridge to Northside for the Allegheny Center. The whole thing was based on a report that the Study Commission was to bring back. We don't have that . . . we never did get it.

**Mrs. Madoff:**

Who was the head of that Committee, who was to have that report?

**The Chair:**

Jack Robin is the Chairman.

**Mrs. Madoff:**

Who is on the Committee from this Council?

**The Chair:**

I think with the assistance of Councilman Lucchino, there were two or three people from the Brighton Heights area on there. Don Berman was on, but now that Don has resigned as Director of the Department of Public Works of the County I don't know if Don remains on that Board or not. Jack Robin and the citizens from Brighton Heights are the only one I am familiar with. I think it was about a five or seven man committee.

**Mr. Lally:**

Wheelabrator Frye agreed to underwrite the whole project, it wouldn't cost the City one penny.

**Mrs. Madoff:**

Mr. President, I wonder if Council would give Mr. Coyne and myself the opportunity to locate some of these studies that have already been done . . . I think we would just be re-inventing the wheel, and if memory serves me right, I believe there was one done specifically for the Pittsburgh area. There were two different options, one to go to Duquesne Light to generate kilowatts but there wasn't enough garbage. We had trouble getting all the municipalities together. There was also one, which they use in Boston, where one area guarantees their garbage to a facility and that facility gets its energy from this one source.

**Mr. Lally:**

We had the opportunity to visit the plant in Sargis, they generated enough power for the City of Sargis, also for the General Electric Plant across the river.

**The Chair:**

Well, I suggest the place to start is with Jack Robin and certainly Mike can give you the names of the other committee members. If you and Mr. Coyne

have more luck than we have had so far, nothing would please me more.

**Mr. Givens:**

Mr. President, I will get with Mr. Robin on this particular issue. Again, with this particular bill, Bill No. 991, the City is asking for an application. Within that application they have to put down their specifications. The only thing I am asking them to do in that specification is to put in there how solid waste can be disposed of by either the energy process or by sanitary landfill which they have not addressed themselves to in the past.

**The Chair:**

Why not convey that on to the Administration. We are recommiting the bill, and when they come through with the changes we will have it brought up for a vote.

**Mr. Givens:**

I believe last week Mr. Walker was willing to take that into consideration, but I see nothing in the proposed application that would require him to do that.

**The Chair:**

Well, the recommitment will give them that opportunity. If we pass this bill today, then they don't have that opportunity. So it is very much in order to recommit this for a week or so.

Mr. Coyne seconded the motion.

**The Chair:**

Is there any further discussion on the recommitment?

And on the question, "Shall the bill be recomited?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

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|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none
One abstaining (Mr. Lally)

And a majority of the votes of Council being in the affirmative, the bill was recommitted.

Also,

Bill No. 992. A Resolution entitled, "Resolution vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an easement for the storm sewer located therein."

Which was read.

Also,

Bill No. 993. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation, for reimbursement to the City of Pittsburgh from the Commonwealth in connection with improvement at the intersection of Baum Boulevard and South Millvale Avenue."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1109. Report of the Committee on Planning, Housing and Development for May 30, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 939. A Resolution entitled, "Resolution providing for an agreement or agreements with the University of Pittsburgh, Department of Economics for studies relevant to the Community Economic Development Program."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. DePasquale |
| Mr. Lally | (Pres't) |
| Mrs. Madoff | |

Ayes 8 Noes none

One abstaining (Mr. Robinson)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 940. A Resolution entitled, "Resolution amending Resolution 363, approved April 7, 1978 entitled, 'Providing for an agreement or agreements with the Regional Industrial Development Corporation of Southwestern Pennsylvania for professional service in connection with the continuation of the Community Economic Development Program; and providing for the payment thereof.' by increasing the amount of the contract and providing for the payment thereof."

Which was read.

Also,

Bill No. 941. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development (HUD) for designation of the Manchester area of the City of Pittsburgh as a Neighborhood Strategy Area Project/Section 8; providing for the filing of data; and approving the Manchester area as such.

Which was read.

Also,

Bill No. 942. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and John Bagiensky for the sale of Parcel 216b in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 943. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Stanley A. Lowe for the sale of Parcel 240 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 944. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ernest E. Miller for the sale of Parcel 216c in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 945. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Scott T. Quinn and Scott K. Davis for the sale of Parcel 149 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 946. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eunice L. Winters for the sale of Parcels 112 and 113 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 947. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of part of Block 51M Lot 250 in the Seventh Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 990. A Resolution entitled, "Resolution amending Resolution No. 1046 of 1976, as amended by Resolution No. 551 of 1977, to provide $250,000 out of Unspecified Local Options Funds for a Minority Contractor Bonding and Assistance Program."

Which was read.

**Mr. Givens:**

Mr. President, I would like to recommit Bill No. 990 for Administrative rea-

sons, and to clean up some of the language in the bill.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also,

Bill No. 994. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Renee Turner for the sale of Parcel 88 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 995. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert A. Taylor for the sale of Parcels 85 and 86 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 996. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and John Wesley A. M. E. Zion Church for the sale of Parcel 121 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 997. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Amir Rashidd for the sale of Parcel 90 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 998. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and June H. Davis for the sale of Parcel 68c in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 999. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Richard H. Hill and Sylvia Hill for the sale of Parcel 10a in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1000. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Chester Clarke and Louise Clarke for the sale of Parcel 10b in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1001. A Resolution entitled. "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Nora M.

Burkes for the sale of Parcel 68b in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1002. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert A. Edison for the sale of Block 35A Lot 45 in the Nineteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1003. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert V. Edmunds for the sale of Block 23F Lot 247A in the Twenty-Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1004. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Charles A. Matthews and Johnnie L. Matthews for the sale of Block 26K Lot 68 in the Fifth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 1110. Report of the Committee on Parks and Recreation for May 30, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 964. An Ordinance entitled, "An Ordinance amending Ordinance No. 106, approved April 8, 1932 as amended by Ordinance No. 49 enacted October 25, 1976 entitled, 'An Ordinance regulating traffic upon the highways and parks of the City of Pittsburgh, and providing the procedure and penalties for and in connection with violations thereof.' "

Which was read.

Also,

Bill No. 965. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Commonwealth, Department of Education for a grant in connection with the SPECIAL SUMMER FOOD SERVICE PROGRAM PROJECT: providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for cetification of authorized signatures;

and providing for the deposit of the funds in Special Summer Food Service Program account."

Which was read.

Also,

Bill No. 966. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the purchase of Food Vendor services and administrative costs for the Special Food Service Program for children from funds provided by the Commonwealth of Pennsylvania, Department of Education."

Which was read.

Also,

Bill No. 967. A Resolution entitled, "Resolution providing for the letting of a contract or contracts, or use of existing contracts, for the purchase of supplies and equipment, and other miscellaneous services for the Summer Youth Recreation and Transportation Program."

Which was read.

Also,

Bill No. 1019. A Resolution entitled, "Resolution providing for an agreement with the Pittsburgh Ballet Theatre Dance Company to provide dance concerts, and providing for the payment of the costs thereof, which shall not exceed $22,000 and shall be chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Coyne | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally** presented

No. 1111. Report of the Committee on Lands and Buildings for May 30, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 950. A Resolution entitled, "Resolution granting a license to Duquesne Light Company for the installation of one (1) pole and one (1) anchor, underground cables, and one (1) transformer on City property, 20th Ward."

Which was read.

Also,

Bill No. 951. A Resolution entitled, "Resolution granting a license to Duquesne Light Company for the installation of one (1) pole and one (1) anchor on City property, 14th Ward."

Which was read.

Also,

Bill No. 952. Resolution authorizing the sale of property in the 1st Ward be-

ing a three story brick dwelling and sto. on 1426-28 Fifth Avenue designated as Block 2-H, Lot 20, to Umberto Gulli for the sum of $1,100.00.

Which was read.

Also,

Bill No. 953. Resolution authorizing the sale of property in the 4th Ward on 2114 Tustin Street designated as Block 11-K-219 to Southern Kiddie Rides, Inc., for the sum of $500.00.

Which was read.

Also,

Bill No. 954. Resolution authorizing the sale of property in the 5th Ward being vacant lots on Bloomer Way, designated as Block 10-F, Lots 157 and 158, to Rosey M. Neasom and Laura Neasom, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 955. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame inselbric house on 723 Clarissa Street designated as Block 26-P, Lot 134, to Gladys O. Clemons for the sum of $2,000.00.

Which was read.

Also,

Bill No. 956. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Clarissa near Iowa Street designated as Block 27-C, Lot 7, to Archie J. Youngblood for the sum of $1,000.00.

Which was read.

Also,

Bill No. 957. Resolution authorizing the sale of property in the 6th Ward being a vacant lot on Herron Avenue between Harding Street and Ruthven Street, Block 26-E, Lot 195, to Walter Thinnes for the sum of $500.00.

Which was read.

Also,

Bill No. 958. Resolution authorizing the sale of property in the 15th Ward being a vacant lot in the rear of Flowers Avenue between Kilbuck Way and a 40 foot street, designated as Block 56-C, Lot 239, to Cecelia A. Strong for the sum of $150.00.

Which was read.

Also,

Bill No. 959. Resolution authorizing the sale of property in the 16th Ward, designated as Block 12-S, Lot 126, on 2829 Jane Street to Thelma Jones for the sum of $800.00.

Which was read.

Also,

Bill No. 960. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Perrysville Avenue designated as Block 23-B, Lot 204, to Matthew J. Drozd for the sum of $450.00.

Which was read.

Also,

Bill No. 961. Resolution authorizing the sale of property in the 29th Ward located on Poplargrove Street designated as Block 60-S, Lot 74, to Paul F. Minch and Marie H. his wife for the sum of $450.00.

Which was read.

Also,

Bill No. 1006. A Resolution entitled, "Resolution providing for the execution jointly with the County of Allegheny of a Concession Agreement for the operation of the Concession Stand in the Lobby of the City-County Building."

Which was read.

Also,

Bill No. 1007. A Resolution entitled, "Resolution providing for a contract or contracts for the City County Building Weatherization Program, Capital Project No. LB 78-09; providing for the payment of the costs thereof; and providing for a Reimbursement Agreement or Agreements with the County of Allegheny, Department of Property and Supplies."

Which was read.

Also,

Bill No. 1008. A Resolution entitled, "Resolution repealing Resolution No. 1330, approved December 30, 1977, which authorized the sale of property in the 26th Ward being a vacant lot in the rear of Wabana Avenue, designated as Block 115-B, Lot 48, to Joseph L. Brown and Carolyn A. Brown, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 1009. Resolution authorizing the sale of property in the 4th Ward, being a lot on Dawson Street, designated as Block 29-G, Lot 255, to Brandi Custom Services, for the sum of $1,000.00.

Which was read.

Also,

Bill No. 1010. Resolution authorizing the sale of property in the 5th Ward being a vacant lot in the rear of Monroe Avenue cr. Orion thru to Olney Way, Block 26-J, Lot 354, to Rose A. Kostrzewa for the sum of $500.00.

Which was read.

Also,

Bill No. 1011. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Montezuma Street Block 173-E, Lot 106, to Hansel Hilbert and Barbara L. Hilbert, his wife, for the sum of $450.00.

Which was read.

Also,

Bill No. 1012. Resolution authorizing the sale of property in the 14th Ward being a vacant lot in the rear of Love Street designated as Block 129-G, Lot 103 to Marlene L. Cardiff, for the sum of $900.00.

Which was read.

Also,

Bill No. 1013. Resolution authorizing the sale of property in the 19th Ward being a lot on Alverado Street designated as Block 16-P, Lot 11, to Alexander Harrell and Barbara LaBree Harrell, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1014. Resolution authorizing the sale of property in the 20th Ward, being a lot on Stafford Street designated as Block 42-M, Lot 277, to James W. and Virginia R. Gastner, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1015. Resolution authorizing the sale of property in the 22nd Ward,

being a vacant lot on Beech Avenue between Galveston Street and Roye Way to John F. and Elizabeth Burks his wife ½ int. and Michael Burbash, Jr. and Mary Jane Burbash, his wife, ½ int. for the sum of $4,100.00.

Which was read.

Also,

Bill No. 1016. Resolution authorizing the sale of property in the 29th Ward, being a lot on Linnview Avenue designated as Block 32-N, Lot 186, to Larry C. George and Christine E. George, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1017. Resolution authorizing the sale of property in the 31st Ward, being vacant lots on Revenue Street designated as Block 91-D, Lot 82, to James C. Jones, Jr. and Mabel P. Jones, his wife, for the sum of $550.00.

Which was read.

Also,

Bill No. 1018. Resolution authorizing the sale of property in the 31st Ward, being a vacant lot on Armorhill Avenue designated as Block 90-R, Lot 160, to William J. Huchber for the sum of $250.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**The Chair presented**

Bill No. 1111. Communication from Mayor Caliguiri informing Council of the appointment of Ralph Conti to a term on the Stadium Authority Board.

Which was read, received and filed.

Also,

Bill No. 1112. Communication from Mayor Caliguiri informing Council of the appointment of George McComb to a term on the Public Parking Authority Board.

Which was read, received and filed.

Also,

Bill No. 1113. Communication from Mayor Caliguiri informing Council of the appointment of Mrs. Sophie Masloff to a term on the Public Parking Authority Board.

Which was read, received and filed.

Also,

Bill No. 1114. Communication from Mayor Caliguiri informing Council of the appointment of William Shiner to to the Urban Redevelopment Authority Board.

Which was read, received and filed.

Also,

Bill No. 1115. Communication from Mayor Caliguiri informing Council of the appointment of Richard E. Givens to a term on the Urban Redevelopment Authority Board.

Which was read, received and filed.

Also,

Bill No. 1116. Communication from Mayor Caliguiri informing Council of the appointment of Harry Kalson to a term on the Stadium Authority Board.

Which was read, received and filed.

Also,

Bill No. 1117. Communication from Mayor Caliguiri informing Council of the appointment of James Lally to a term on the Stadium Authority Board.

Which was read, received and filed.

Also,

Bill No. 1118. Communication from Mayor Caliguiri informing Council of the appointment of Paul Brophy to a term on the Housing Authority Board.

Which was read, received and filed.

Also,

Bill No. 1119. Communication from Mayor Caliguiri informing Council of the appointment of James Reich to a term on the Housing Authority Board to expire June, 1983.

Which was read, received and filed.

Also,

Bill No. 1120. Resolution re-appointing Sylvester Damianos of 328 Locust Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1121. Resolution re-appointing Harold Corsini of 5906 Howe Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1122. Resolution re-appointing Earl Onque of 5815 Ferree Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1123. Resolution re-appointing Irene Pasinski of 4951 Centre Avenue as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1124. Resolution appointing Herb Beatty of 5135 Ellsworth Avenue as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1125. Resolution appointing William Strickland of Allegheny Center as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1126. Resolution re-appointing Ed Walkowski of 221 S. Evaline Street as a member of the Board of Adjustment for a term to expire June, 1981.

Which was read.

Also,

Bill No. 1127. Resolution re-appointing Paul Sullivan of 4748 Wallingford Street as a member of the Board of Adjustment for a term to expire in June, 1981.

Which was read.

Also,

Bill No. 1128. Resolution re-appointing Gerald Fox of 7124 Apple Avenue as a member of the Board of Adjustment for a term to expire in June, 1981.

Which was read.

Also,

Bill No. 1129. Resolution re-appointing Nancy Flaherty of 5033 Castleman Street as a member of the Zoological Commission for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1130. Resolution re-appointing Willie McClung of 105 Broadcrest Road as a member of the City Planning Commission for a term to expire in June, 1984.

Which was read.

Also,

Bill No. 1131. Resolution re-appointing Lou Young of 1145 Westpoint Avenue as a member of the City Planning Commission for a term to expire in June, 1984.

Which was read.

Also,

Bill No. 1132. Resolution appointing Henry Ewalt of 3352 Perrysville Avenue as a member of the City Planning Commission for a term to expire in June, 1984.

Which was read.

Also,

Bill No. 1133. Resolution appointing Leon W. Howard, Jr. of 304 S. Graham Street as a member of the City Planning Commission for a term to expire in June, 1984.

Which was read.

Also,

Bill No. 1134. Resolution re-appointing Armstead Guthery of 5833 Solway Street as a member of the Sinking Fund Commission for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1135. Resolution appointing Marilyn Meade of 1411 Grandview Avenue as a member of the Sinking Fund Commission for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1136. Resolution re-appointing Louis Fosner of 2567 Beechwood

Boulevard as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1137. Resolution appointing Richard Cosentino of 2952 Fernwald Road as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1138. Resolution appointing Roy Landau of 125 First Avenue as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1139. Resolution appointing Carrie Washington of 7145 Hermitage Street as a member of the Housing Authority for a term to expire in June, 1983.

Which was read.

Also,

Bill No. 1140. Resolution appointing William Colbert of 7525 Graymore Road as a member of the Housing Authority for a term to expire in June, 1983.

Which was read.

Also,

Bill No. 1141. Resolution re-appointing Ruth Pittrell of 833 Whiteside Road as a member of the Pittsburgh Housing Authority Board for a term to expire in June, 1983.

Which was read.

Also,

Bill No. 1142. Resolution appointing Alma Fox of 7124 Apple Avenue as a member of the Human Relations Commission for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1143. Resolution appointing Vincent O'Brien of 1264 Varner Road as a member of the Human Relations Commission for a term to expire in June, 1982.

Which was read.

**The Chair:**

I will entertain the customary motion to hold for two weeks.

**Mr. Stone:**

I move to hold for the customary two weeks. In the meantime, I think the City Clerk ought to schedule each of them to come before our Wednesday's meeting.

**Mr. Lally:**

Mr. Chairman, how about just the re-appointments?

**Mr. Stone:**

No, I think they ought to see Council at least once every four years. Let them all come.

**Mrs. Madoff**

May I ask a question? Do any of them get paid?

**Mr. Lally:**

No.

**The Chair:**

None of these are paid positions.

**Mrs. Madoff**

Doesn't Paul Sullivan, Board of Adjustment get paid?

**Mr. Lally:**

You are right.

**The Chair:**

Board of Adjustment, Gerald Fox and Paul Sullivan get paid.

**Mrs. Madoff**

What do they get paid? What is the salary? I would like to know that.

**The Chair:**

When they come up, we can find out.

**Mr. Stone:**

Also, I think by that time we should have a resume for each of them, right Mike?

**Mr. Perry:**

That is correct.

**Mr. Stone:**

I would be glad to have these people who have been on that Board to tell us what we can forsee in the future.

**The Chair:**

I'm not sure if we have the right of approval of the Board of Adjustment, being that it is a paid Board.

**Mr. Stone:**

I don't think we have the complete list to be honest with you.

**The Chair:**

I don't think we do, we may have, I don't think if it is a paid Board we have the right of approval. The rest we do.

**Mrs. Madoff**

Are there any other boards where there are vacancies?

**Mr. Lally:**

I think there are.

**The Chair:**

There are some that still remain.

**Mrs. Madoff**

Could I get a copy of that as soon as possible Mr. Perry.

**Mr. Perry:**

Yes Mrs. Madoff.

**The Chair:**

I have a copy and can have another made for you, but I am sure Mr. Perry can get one for you.

**Mr. Robinson seconded the motion.**

Which motion prevailed.

**Mrs. Madoff:**

With reference to Bill No. 1024, it was my motion to increase the allowance for meals from $15.00 to $25.00. I must confess I thought it was $20.00 to $25.00, but I stand by my recommendation, I

do not wish to alter it. But I do wish to make a point. It was not that I was being wasteful of the taxpayers dollars and saying let's make sure that we are well fed, for the issue is much broader. For example, I understand that five people are going to the Mayor's Conference in Atlanta. Now, there are a couple of things that should be taken into consideration.

We never got a report back on the Solid Waste Management Committee, and God knows where they travel.

I don't think it takes five people to go to the Mayor's Conference to come back with a report. There are fares to be paid, airline fares, hotel rooms, food, etc. Two would be more than sufficient. But there is something even more important . . . does everyone here realize that this conference, I don't think that the Mayor realizes it, I haven't had a chance to talk to him, because it was just brought to my attention an hour ago, that this Conference is being held in Georgia and Georgia is not an ERA approved State and it is being boycotted by other states . . . and we are going to a Mayor's Conference in Georgia?

**Mr. Lally:**

What states are boycotting it?

**Mrs. Madoff:**

There is a list of about 25 organizations and unions.

**Mr. Robinson:**

Mr. President, If I might address Mrs. Madoff's concern . . . I share her general concern.

First of all, let me touch upon the issue of travel by Council Members. It is my position that one of the prerogatives Council has as individuals and representatives of the citizens of the City is to travel and to gather that kind of information that they feel is necessary to make them better able, and to prepare them to vote on the legislation that is coming before this Council. I certainly consider the Mayor's Conference to fall within that same category. The number of persons who are going, I don't think, is relevant in terms of what it is that each member of Council is to do here . . . and that is to serve the people to the best of their ability. Each member has the option to go or not to go, not only to Atlanta, but to Alaska, or Hawaii, or wherever they choose to go.

As far as the issue of ERA is concerned, I hope Mrs. Madoff agrees with me on this. She and I both have talked about this and we are preparing a resolution that should be introduced into Council next Monday, which is going to request the United States Government, the Congress in particular, to extend the time period necessary for passage of the ERA which I believe has to be passed by next March. My point here is that while we might agree that a measure as drastic as not doing business in a state or city that is not ERA approved is the proper thing to do, I don't think this Council should take that kind of drastic action at this stage. Hopefully all members of Council will agree with Mrs. Madoff and I that we should request an extension for the Equal Rights Amendment and then if there are other matters that we feel we need to take up, or other courses of action that we should pursue, I am sure that it is something that we can do.

**Mrs. Madoff:**

Speaking for myself, if I had been on Council earlier, I am sure, and I have not had a chance . . . this is not being done behind the Mayor's back, I just have not had a chance to talk to him, it was just brought to my attention as I said an hour ago, I would have expected the Mayor to have moved in the direction of asking whoever plans the meeting in that State to have had it elsewhere.

I unfortunately don't have with me a list of I think it is over one hundred organizations of union leaders, tremendous numbers of organizations that have absolutely supported the boycotting of

going to states and cities and having conferences where ERA has not passed.

Equally important, Mr. Robinson, we could spend all our lives traveling and not looking after the people's business if all we do is tavel. I am planning to take a real close look at the trips that are taken. If indeed, somebody on this Council is looking at solid waste management and is going to go look at a plant where there is a plan to return garbage into kilowatts which would apply or could possibly apply to this City, by all means they ought to go to that . . . or maybe a committee of two to look at it. I know that two people went to a city and looked at a method of refuse handling so that it would be easier on the people who do our refuse in this City because of the compensation that so many people have been injured lifting the waste. There is a serious problem there, I think a couple of people could go, but it doesn't take an army, it doesn't take five people to go and see what has to be done, and I think you're wasting the public's money. It is an abuse of the public's money.

**Mr. Robinson:**

Let me just respond to this extent, because I think ultimately the public makes the decision around who is wasting and who is not wasting at the ballot box.

My concern is that we understand that there are nine members on this Council and with all due respect to everyone here, we are all of varying degrees of intelligence, competency, interests and knowledge. Each of us is elected individually by the people of the City of Pittsburgh for different reasons. We all have different constituencies. That is a political fact of life and if indeed two members or five members or nine members of Council choose to go somewhere to see something, or to gain some knowledge that they think can better help them serve as a member of Council, then I think that is a prerogative that we will have to put up with whether we like where they are going or not. Also, I think that you have to appreciate the fact that the Administration does much more traveling than Council. The Mayor, if you want to compare the Mayor to a member of Council, does not have to travel as much because he has department heads who are always traveling, and other persons within those departments who are constantly traveling. I share your concern that people should not take frivilous trips, but I also want to respect the right of the members of Council to function in an area that they feel is best serving their constituency. Then I say to them, when they do that, you are only accountable to the public, and the public will see you at the end of four years.

**Mrs. Madoff:**

Mr. Robinson, it seems to me that before I came on City Council, and I don't know how long ago it was, about a year ago, that a Councilmember had gone on a trip . . . I had asked for the article to be given to me before this meeting, a hotel bill was paid in San Francisco, I believe for four days, and the person only stayed three days . . . tremendous mileage was rung up on the meter on the car that was rented . . . there was no accountability. Now, I don't mind if somebody goes to a meeting to learn about their business so they can better serve the public, we have no quarrel, I think you are an honorable man, I think everybody here is honorable. But I think that whether it is a department head, or whether it is a member of City Council, or even the Mayor himself, there is a fiscal responsibility to the public. Don't brand me the spendthrift because I'm saying let's not worry about $25.00 a day for food and then take lots of frivilous, irresponsible trips that are unnecessary for the public for study that doesn't need to be done because it is already being done.

**Mr. Robinson:**

One last comment, Mr. President, I promise to stop because we could just go on and on.

In a light-hearted sense, as the resident intellectual here . . .

Mrs. Madoff:

Oh, I thought that was me.

Mr. Robinson:

No, that is me. I feel some kind of responsibility to carry this cudgel because I think that there are some issues here that are beyond simply who is going to Atlanta and who isn't.

I think that we have to be very careful, as members of Council, when we begin to say that we know what is best for the public. That we know what is the best way to serve the public. I am willing to accept the fact that there are eight other people here who are going to do many things that I do not feel are in the public interest, but they are going to respect my right to operate in what I think is in the public interest. No member of this Council can speak for every person in the City and I think we have to be very careful when we begin to talk in terms of what we are doing on behalf of the public.

Mrs. Madoff:

I think you are talking about apples and oranges.

The Chair:

I think we could continue this bantering all day long.

Mrs. Madoff:

I think that was an accusation that I will not let stand Mr. President.

The Chair:

If I may, it is the prerogative of the Chair, I would like to make a couple of comments. First of all, to reiterate the statements of Mr. Robinson as far as trips being taken by the Administration, department heads, which barely a day, certainly not a week goes by that one of them or two of them aren't on some sort of junket. I think it is regrettable that this discussion should come up in regards to fellow colleagues or Council members when actually there are only two meetings or conferences a year that City Council goes to, that is the Mayor's Conference which usually falls in June, and the League of Cities which usually falls at budget time, and therefore, with very few exceptions, hardly any Council members have ever attended the League of Cities. So, we are almost limited to the Mayor's Conference, and with few exceptions, other trips, such as the one that was taken to Atlanta by myself and Mr. Bulls not too long ago and other Council members two years ago in Boston. To the best of my knowledge these are the only trips we have taken other than the Mayor's Conference.

I have to say it is sad and regrettable again that here in Council we should bring this to light to the fact as if we are doing something wrong. I think it is proper protocol that we should attend those conferences because almost every city in the United States sends people there. Cities in Iowa, Illinois, they send five, ten people . . . McKeesport put us to shame. They sent something like ten people including their Solicitor and gave them more expense money if you want to go into all the detail.

So, really, attending one Conference a year, if this is so bad, then Council stands guilty, but I don't think that we really have to account for it.

Mrs. Madoff:

I think they are having a lot of fiscal problems in McKeesport, and I think maybe that is one of the reasons.

Mr. Stone moved to approve the minutes of Monday, May 22, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. CXII** **Monday, June 12, 1978** **No. 24**

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Monday, June 12, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale, President |

ABSENT:

Mr. Givens

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1144. Resolution providing for an Agreement or Agreements for services in connection with the Minority Contractor Bonding and Assistance Program, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Bulls moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 1145. Communication from Glenn Cannon, Director, Emergency Medical Services requesting permission for four EMS staff members to attend seminar on Hazardous Materials, Springfield, Massachusetts, October 4-6, 1978, cost not to exceed $500.00 per person, payable from Code Account 1421, Miscellaneous Services, Department of Emergency Medical Services.

Which was read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 1146. Resolution transferring $14,000.00 from Code Account 42, Council

and City Clerk's Office Contingent Fund to Code Account 1838, Recreational Activities, Miscellaneous Services.

Which was read and referred to the Committee on Finance.

Also

No. 1147. Resolution providing for a Contract or Contracts for Herron Avenue Bridge Demolition and providing for the payment of the cost thereof.

Also

No. 1148. Resolution granting unto Miss Reta Davies, owner of a two and one-half story frame dwelling located at 1516 Antrim Street in the Twenty-Seventh Ward of the City of Pittsburgh, the privilege and license to encroach upon an Unnamed Way, 3.00 feet in width, located at the rear of said address.

Also

No. 1149. Communication from John E. Ruff, Director, Department of Public Works, requesting interim approval of payment of $1,872.40 for extra work in connection with reconstruction of Centre Avenue, N. Craig Street to Penn Circle, Controller's Contract No. 21840.

Also

No. 1150. Communication from John Ruff, Director, Department of Public Works requesting permission for Mr. Ed McGee to attend seminar on federal programs, Washington, D.C., June 19-21, 1978, cost not to exceed $350.00. Payable from Code Account 1530, Miscellaneous Services, Department of Public Works.

Which were read and referred to the Committee on Public Works.

Also

No. 1151. Resolution providing for agreements, or use of existing agreements for personal and professional services and for a contract or contracts, or use of existing contracts with The Paul Younger Center, The Hill House Association, and The South Oakland Youth League for implementing the 1978 Summer Recreational Cultural Program and providing for the payment of the costs which shall not exceed $14,000 chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Lally for Mr. Givens presented

No. 1152. Resolution transferring the sum of $1,500.00 from Code Account 1370, Salaries and Wages, Regular and Temporary Employees (1), Department of Housing into Code Account 1371, Miscellaneous Service, Supplies, Repairs and Equipment (2), Department of Housing.

Which was read and referred to the Committee on Finance.

Also

No. 1153. Resolution further amending Resolution No. 1267 approved December 22, 1977, as amended by Resolution No. 483, approved May 5, entitled: "Providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Program so as to reallocate funds for the Department of Housing.

Also

No. 1154. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings, by Ordinance No. 417 of 1972, to enter into a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh providing for the establishment of a Neighborhood Housing Fund and specifying the purposes, amount and source of said Fund.

Also

No. 1155. Resolution amending Resolution No. 953 of 1976, approved November 22, 1976 to increase from $30,000 to $45,000 the amount of Money allocated for the construction of a parking lot from the Greater Hazelwood Redevelopment Project allocation from the 1975 Community Development Block Grant Program.

Also

No. 1156. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to transfer properties in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block and Lot Numbers: 23-F-262B, 23-F-265, 23-F-233, 23-E-289, 23-G-305, 23-G-006, 23-F-369, 23-F-382, 23-J-077, 23-J-066 and 23-F-127 from the Neighborhood Housing Fund to the Great House Sale Program.

Also

No. 1157. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the winners of the Great House Sale Lottery held on May 25, 1978 or the highest ranking qualified alternate, if said winner fails to qualify, for the sale of Block and Lot Numbers 23-L-184, 23-L-129, 23-J-206 in the Twenty-Second Ward of the City of Pittsburgh and 23-J-73, 23-F-233, 23-F-265, 23-F-262B, 23-E-289, 23-G-006, 23-G-305, 23-F-369, 23-F-382, 23-E-066, 23-F-355, 23-E-253, 23-E-196, 23-F-127, 23-E-240, 23-J-77, 23-E-062, 23-K-027, 23-K-024, 23-G-081, 23-F-307, 23-K-501, 23-E-135, 23-E-200, 23-E-311, 23-E-242 and 23-E-243, in the Twenty-Fifth Ward of the City of Pittsburgh, hereinafter referred to as properties.

Also

No. 1158. Communication from Paul Brophy, Director, Department of Housing, requesting permission for one member, Department of Housing staff to attend Statewide Code Enforcement Conference, Grantville, PA, June 21-22, 1978, cost not to exceed $220.00 payable from Code Account 1376, Miscellaneous Services, Department of Housing.

Also

No. 1159. Petition from the Shadyside Action Coalition requesting a hearing for a more thorough study by the Planning Department on the location of the East Liberty Station for the new Pat-Way East.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1160. Resolution repealing Resolution #247, approved 3/13/78 and reinstating Resolution #380, approved 10/20/75 which authorized the sale of property in the 25th Ward being a vacant lot on 121 Jefferson Street Block 23-F, Lot 170 for the sum of $150.00 to Arthur B. and Gail A. Blackburn.

Also

No. 1161. Resolution amending Resolution No. 539, approved 5/22/78 authorizing the sale of property in the 5th Ward on McClarren Street, Block 10-K, Lot 346, to Eugene C. and Johnetta W. Webb, his wife, for the sum of $650.00 by deleting date sale acquired from June 26, 1973 to June 26, 1962. All else in Resolution No. 539 shall remain the same and in effect.

Also

No. 1162. Resolution authorizing the sale of property in the 4th Ward, being a vacant lot on Bohem Street between Frazier and Ethel Streets, Block 29-G, Lot 18, to Marie W. Wimer and Phyllis Novak, her granddaughter for the sum of $400.00.

Also

No. 1163. Resolution authorizing the sale of property in the 5th Ward, being 1 tile garage and 9 brick garages in the rear of Bloomer Way, designated as Block 10-F, Lot 121-A, to Joseph Harris, Jr. and Roosevelt Stokley for the sum of $4,200.00.

Also

No. 1164. Resolution authorizing the sale of property in the 12th Ward being vacant lots on Larimer Avenue and Joseph Streets designated as Block 124-K, Lots 76, 78, 78-A and 78-B, for the sum of $2,400.00 to Kaiser Malloy and Cora Lee Malloy, his wife and Emma J. Malloy.

Also

No. 1165. Rsolution authorizing the sale of property in the 13th Ward, being a lot on Brushton Avenue designated as Block 175-C, Lot 62, to Blue Jay Chrome Products, Inc., for the sum of $250.00

Also

No. 1166. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Fargo Street designated as Block 231-N, Lot 296, to Willie J. Hester for the sum of $250.00.

Also

No. 1167. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Susquehanna Street designated as Block 175-G, Lot 68, to Herrmann Printing and Lithographing Inc. for the sum of $700.00.

Also

No. 1168. Resolution authorizing the sale of property in the 23rd Ward, being a vacant lot on James Street, designated as Block 23-H, Lot 161, to Hugo O. Heinrichs and Mary E. Heinrichs, his wife, for the sum of $200.00.

Also

No. 1169. Resolution authorizing the sale of property in the 18th Ward, being a vacant lot on Manton Street designated as Block 14-B, Lot 372, to Lewis J. Nath and Ruth F. Nath, his wife, for the sum of $550.00.

Also

No. 1170. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on O'Hern Street designated as Block 23-E-46, to Henry W. Ewalt and Mary J. Ewalt, his wife, for the sum of $700.00.

Also

No. 1171. Resolution authorizing the sale of property in the 25th Ward being vacant lots on Monterey Street Block 23-E, Lots 271-272, to Wayne R. Nock and Claudette J. Nock, his wife, for the sum of $600.00.

Also

No. 1172. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Watson Boulevard designated as Block 77-B, Lot 204, to Stanley R. Skrzynski and Anna Mae Skrzynski, his wife, for the sum of $400.00.

Also

No. 1173. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Glenside Street Block 162-R, Lot 81, to Ramon and Margaret Mundy, for the sum of $350.00.

Also

No. 1174. Resolution authorizing the sale of property in the 30th Ward being a vacant lot on Charles Street designated as Block 14-J, Lot 14 to Carl S. Crawford and Nancy J. Crawford, his wife, for the sum of $1,200.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1175. Communication from John C. Miller, Director, Department of Water requesting interim approval of payment of $1,700.00 for extra work in connection with rehabilitation of Herron Avenue, Department of Water No. 1648-G, Controller's Contract No. 22726.

Also

No. 1176. Communication from John C. Miller, Director, Department of Water requesting permission for three representatives from the Department of Water to visit Shenango Valley Water Company, Sharon, PA during 1978 to inspect cross-connection control program, cost not to exceed $100.00, payable from Code Account 1701, Miscellaneous Services, Department of Water.

Which were read and referred to the Committee on Water.

Mrs. Masloff presented

No. 1177. Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of the San Francisco Zoo in the amount of $2,300 (Two Thousand Three Hundred Dollars) in payment for one (1) female Indian Concave-casqued Hornbill, including all shipping charges and delivered to the Conservatory-Aviary, without previous authority of law, and providing for the payment thereof.

Also

No. 1178. Resolution transferring money in the Department of Parks and Recreation as follows: $4,000.00 from Code Account 1818 — Wages, Regular and Temporary Employees, to the following: Code Account 1828-1 Premium Pay.

Which were read and referred to the Committee on Finance.

Also

No. 1179. Resolution amending Resolution No. 398 effective April 20, 1978, entitled: "Providing for a contract or contracts for the construction of a new ballfield on Panorama Street in New Homestead and providing for the payment of the cost thereof, in the Department of Parks nad Recreation" by increasing the allocation to $45,200.00.

Also

No. 1180. Resolution providing for a contract or contracts for the removal of dead and diseased trees in public rights-of-ways and parks and providing for payment of the cost thereof.

Also

No. 1181. Resolution providing for a contract or contracts for the color coat surfacing of various tennis courts within the City of Pittsburgh and providing for the payment of the cost thereof.

Also

No. 1182. Resolution providing for a contract or contracts for the repair of the Grandview Avenue observation platforms and providing for the payment of the cost thereof.

Also

No. 1183. Resolution providing for a contract or contracts for the repair of the roof of the main building at the Pittsburgh Zoo and providing for the payment of the cost thereof.

Also

No. 1184. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $575.00 for extra work in connection with Heth's Run Playground, Project P-7615, Controller's Contract No. 23267.

Also

No. 1185. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $27,200.00 for extra work in connection with the general contract for site improvements and the construction of a new basketball court at Leslie Park, Controller's Contract No. 23251.

Also

No. 1186. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $3,906.00 for extra work in connection with Abel-Long Playground, Project P-2440, Controller's Contract No. 23018-F.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1187. Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 27-1-201496 |
| Warrant No. | P-4994 |
| Dated | October 7, 1976 |
| Amount | $0.38 |
| Payee | City Treasurer |

Also

No. 1188. Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge in the amount of $257.25, reimbursement for court reporting services rendered to the CETA program without previous authority of law.

Also

No. 1189. Resolution authorizing issuance of a warrant in favor of Demetrius Ristich in the sum of $2,760.00 in settlement of claim for damage and providing for the payment thereof.

Also

No. 1190. Resolution providing for the issuance of a warrant to Richard S. Libey in the amount of $2,500.00 in full settlement of lawsuit for bodily harm and property damage, and providing for the payment thereof.

Also

No. 1191. Resolution authorizing issuance of a warrant in favor of William R. and Violet D. Andrews in the sum of $2,165.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1192. Resolution authorizing issuance of a warrant in favor of Bridget Dome in the sum of $715.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1193. Communication from David L. Donahoe, City Treasurer, requesting permission for Raymond E. Bakalarczyk to attend Workmen's Compensation Workshop, White Sulphur Springs, West VA, June 21-23, 1978 at cost not to exceed $225.00, payable from Code Account 1063, Miscellaneous Services, Department of City Treasurer.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 1194. Petition from residents of the City of Pittsburgh requesting a public hearing to present to City Council pro-family, pro-life concerns as they pertain to city policy also requesting that no action be taken on the proposed resolution relative to the ERA extention time until their point of views are heard.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1195. Report of the Committee on Finance for June 7, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1022. A Resolution entitled, "Resolution increasing the bonded indebtedness of the City of Pittsburgh by an issue of serial general obligation bonds of the denomination of Five Thousand Dollars ($5,000) in the Principal Amount of Fourteen Million ($14,000,000) Dollars, for the purpose of paying a portion of the cost of acquiring and constructing its 1978 Capital Improvements Program, and paying the costs of the bond issue; fixing the form, number, date, interest rates and maturities thereof; levying a tax for payment of debt service charges; authorizing execution, sale and delivery thereof; pledging the payment of principal of and interest on said bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required filing fee therefor."

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Stone:

I would like to move to amend Bill No. 1022 by adding a new Section 16, showing the interest rates as listed, and a new Section 17 to read: This Resolution shall take effect upon approval by the Mayor.

I think every member of Council has a copy of that amendment and it will not be necessary for me to read the thing. It deals with the debt service amount.

SECTION 16. The amount of debt service covenanted to be paid pursuant to Section 9 hereof is:

| | Principal | Interest | Total |
|---|---|---|---|
| January 1, 1979 | | 484,048.75 | |
| July 1, 1979 | | 484,048.75 | 968,097.50 |
| January 1, 1980 | 400,000 | 484,048.75 | |
| July 1, 1980 | | 484,048.75 | 1,368,097.50 |
| January 1, 1981 | 430,000 | 465,548.75 | |
| July 1, 1981 | | 465,548.75 | 1,361,097.50 |
| January 1, 1982 | 460,000 | 445,661.25 | |
| July 1, 1982 | | 445,661.25 | 1,351,322.50 |
| January 1, 1983 | 490,000 | 424,386.25 | |
| July 1, 1983 | | 424,386.25 | 1,338,772.50 |
| January 1, 1984 | 525,000 | 401,723.75 | |
| July 1, 1984 | | 401,723.75 | 1,328,447.50 |
| January 1, 1985 | 565,000 | 377,442.50 | |
| July 1, 1985 | | 377,442.50 | 1,319,885.00 |

| | Principal | Interest | Total |
|---|---|---|---|
| January 1, 1986 | 605,000 | 352,300.00 | |
| July 1, 1986 | | 352,300.00 | 1,309,600.00 |
| January 1, 1987 | 635,000 | 334,755.00 | |
| July 1, 1987 | | 334,755.00 | 1,304,510.00 |
| January 1, 1988 | 670,000 | 316,022.50 | |
| July 1, 1988 | | 316,022.50 | 1,302,045.00 |
| January 1, 1989 | 705,000 | 295,922.50 | |
| July 1, 1989 | | 295,922.50 | 1,296,845.00 |
| January 1, 1990 | 745,000 | 274,420.00 | |
| July 1, 1990 | | 274,420.00 | 1,293,840.00 |
| January 1, 1991 | 785,000 | 251,325.00 | |
| July 1, 1991 | | 251,325.00 | 1,287,650.00 |
| January 1, 1992 | 830,000 | 226,597.50 | |
| July 1, 1992 | | 226,597.50 | 1,283,195.00 |
| January 1, 1993 | 880,000 | 200,037.50 | |
| July 1, 1993 | | 200,037.50 | 1,280,075.00 |
| January 1, 1994 | 930,000 | 171,437.50 | |
| July 1, 1994 | | 171,437.50 | 1,272,875.00 |
| January 1, 1995 | 990,000 | 141,212.50 | |
| July 1, 1995 | | 141,212.50 | 1,272,425.00 |
| January 1, 1996 | 1,050,000 | 109,037.50 | |
| July 1, 1996 | | 109,037.50 | 1,268,075.00 |
| January 1, 1997 | 1,120,000 | 74,914.50 | |
| July 1, 1997 | | 74,914.50 | 1,269,825.00 |
| January 1, 1998 | 1,185,000 | 38,512.50 | |
| July 1, 1998 | | 38,512.50 | 1,262,025.00 |

**SECTION 17.** This Resolution shall take effect upon approval by the Mayor.

**Mr. Lally** seconded the motion.

Which motion prevailed.

I am moving that we approve this bond issue at this time at the rate as it is right now. But, I would be remiss as Finance Chairman if I did not say and reiterate again that City Council had asked in November, 1977, and it was represented to us that the bonds would be sold in January, 1977. If the bonds were sold in January, 1977, I think we would have gotten a much lower rate than we have gotton recently, because at that time we were at the lowest point in the entire year. In these past two months the rates have gone up, I think we have paid more now with this bond issue than we would have had we done it in January. Take that difference and that change, I believe in the long haul it is going to cost us a lot of money. It costs us dearly over the long term of this indebtedness. Six months has now passed, I don't know how we shall be

able to complete projects in six months that we weren't able to complete in twelve months.

This City Council has maintained steadfastly that once we involve a community into a project . . . once we have promised them that we will provide a project, and once we have funded it, it is our belief that it should be done, and it should not be removed thereafter from the budget. Credibility has meant a great deal to this Council and I think that those remarks need to be made a part of the record at this time.

The Chair:

Thank you Mr. Stone your remarks are well noted.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. Depasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 1033. A Resolution entitled, "Transferring the sum of $18,000.00 from Code Account No. 1469, Fire Hose, Department of Fire, to the following Code Accounts within the Department of Fire: $4,000.00 to Code Account No. 1463, Miscellaneous Services, $7,000.00 to Code Account No. 1464, Supplies, $7,000.00 to Code Account No. 1466, Repairs."

Which was read.

Also,

Bill No. 1037. A Resolution entitled, "Resolution transferring the amount of Fifty Thousand ($50,000.00) Dollars from Code Account No. 1608, Salaries and Wages, Regular Employees, to Code Account 1501, Premium Pay."

Which was read.

Also,

Bill No. 1040. A Resolution entitled, "Resolution approving the transfer of Three Thousand Three Hundred ($3,300.00) Dollars from Code Account No. 1102, Salaries and Wages, Regular and Temporary Employees, Department of City Planning, to Code Account No. 1119, Miscellaneous Services, Board of Adjustment, for the purpose of payment of services of a professional reporting service."

Which was read.

Also,

Bill No. 1060. A Resolution entitled, "Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees, Bureau of Repairs, to Code Account 1365 — Equipment, Department of Lands and Buildings."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1081. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Gilbert J. and Dorothy Stiefvater in the sum of $1,200.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1082. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and George F. and Olga Gibbs in the sum of $637.50 in settlement of their claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1083. A Resolution entitled, "Resolution providing for the issuance of a warrant to Duquesne Light Company in the amount of $1,364.01 in full settlement of a law suit for property damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 1084. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace the following warrants which were lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 920-3074 |
| Warrant No. | 106823 |
| Dated | January 31, 1978 |
| Amount | $198.00 |
| Payee | Borroughs Corporation |

| | |
|---|---|
| City of Pittsburgh | 25-1-072495 |
| Warrant No. | P-120206 |
| Dated | January 20, 1978 |
| Amount | $22.00 |
| Payee | Margaret T. East |

Which was read.

Also,

Bill No. 1085. A Resolution entitled, "Resolution providing for the issuance of a warrant to Madelyn Woods and David C. Woods in the amount of $2,000.00 in full settlement of lawsuit for personal injury and property damage, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1094. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Company in the amount of $3,037.00 in payment for work performed at Schenley Park Swimming Pool, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1196. Report of the Committee on Public Works for June 7, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 991. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Environmental Resources for a grant in connection with the Second Phase (Service Purchase Contract No. 587529) of the "Development of a Ten Year Solid Waste Management Plan"; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Development of such plan; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1038. A Resolution entitled, "Resolution granting unto the Cinemette Theatres, Incorporated, owner of the Stanley Theatre located at Penn Avenue and Seventh Street in the Second Ward of the City of Pittsburgh, its successors and assigns, the privilege and license to continue, maintain and use, at their own cost and expense. for the duration of the present structure, that portion of said Stanley Theatre encroaching on Penn Avenue and Seventh Street".

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally for Mr. Givens presented

No. 1197. Report of the Committee on Planning, Housing and Development for June 7, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 703. An Ordinance entitled, "An Ordinance amending the Zoning

Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 11 by changing from "M3" Light Industrial District and "M4" Heavy Industrial District to "R2" Two-Family Residence District and "C3" Commercial District certain property located in the Lawrenceville community, 9th Ward."

Which was read.

**The Chair:**

There has been some discussion as to an amendment to this Ordinance. The Chairman of this Committee, Mr. Givens, unfortunately is not here today, so I ask if someone on the floor will make a motion to recommit Bill No. 703.

**Mr. Lally** moved to recommit Bill No. 703.

**Mr. Stone** seconded the motion.

Which motion prevailed.

Also,

Bill No. 1042. An Ordinance entitled, "An Ordinance amending Ordinance No. 193, entitled 'An Ordinance establishing a schedule of fees for the administration of the Zoning Ordinance of the City of Pittsburgh', approved May 10, 1958, as amended, by changing the fee for the filing of an application before the Board of Adjustment for an appeal for review and interpretation or for variance or for an application for a special exception."

Which was read.

Also,

Bill No. 1043. A Resolution entitled, "Resolution providing for a Cooperation Agreement with the Housing Authority of the City of Pittsburgh for Improvements in Housing Authority of the City of Pittsburgh Communities in Support of Modernization and Rehabilitation."

Which was read.

Also,

Bill No. 1044. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the Pennsylvania Department of Commerce for a grant in connection with the Herr's Island Industrial Park Site Improvements Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Herr's Island Industrial Park Site Improvements Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1045. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Cliff-Dan Incorporated for the sale of Parcel 67A-1 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1046. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Thomas Porter and Henderson Porter for the sale of Parcel 89b in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1047. A Resolution entitled,

"Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Alvin McNeal for the sale of Parcel 14A in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1048. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Logan Mungo and Rosa Mungo for the sale of Parcel C-3 in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10."

Which was read.

Also,

Bill No. 1049. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Charles E. Davis Construction Company, Incorporated for the sale of Parcels B-10 and C-9b in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10."

Which was read.

Also,

Bill No. 1050. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Gloria Golden Grate for the sale of Parcel 73 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1051. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lorna L. Gaines for the sale of Parcels 76, 76a and 76b in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1052. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ethel M. Parker for the sale of Parcel 64c-1 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1053. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William O. Jackson and Ellen Pearl Jackson for the sale of Parcel 64c-2 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1054. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Joseph L. Wicks for the sale of Parcel 203 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1055. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and ITT Continental Baking Company for the sale of Parcel 28B in the Twenty-Seventh Ward of the City of Pittsburgh in Redevelopment Area No. 11."

Which was read.

Also,

Bill No. 1056. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 5th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 10-G, Lot No. 276."

Which was read.

Also,

Bill No. 1057. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 12th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 124-J, Lot No. 59."

Which was read.

Also,

Bill No. 1058. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 15th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 57-G, Lot No. 171."

Which was read.

Also,

Bill No. 1059. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to the publicly owned property in the 27th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 76-J, Lot No. 141."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 1198. Report of the Committee on Supplies for June 7, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1078. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnish-

ing and delivery of Tractors and accessories for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 1079. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Tractors, turf and industrial, with accessories, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 1080. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the purchase of Uniforms and related equipment for the Department of Police and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Madoff presented

No. 1199. Report of the Committee on Water for June 7, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1072. A Resolution entitled, "Resolution providing for an agreement or agreements with Mellon Institute, Carnegie Mellon University, in connection with professional consultant services for water quality, and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

Mr. President, I would like to know if as the samples are taken that this Committee gets the results of the tests when they are taken, where they are taken, under what conditions, and as I say, the results of the tests as they are taken thirty days apart the four samples. I would like to make this in the form of a motion.

Mr. Lally seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. Depasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 1200. Report of the Committee on Parks and Recreation for June 7, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1074. A Resolution entitled, "Resolution providing for an agreement with Ozanam Cultural Center for professional services for a recreational, cultural and educational program for residents of the City of Pittsburgh and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1075. A Resolution entitled, "Resolution amending Resolution No. 89 effective March 3, 1976, entitled: 'Resolution providing for a contract or contracts, or use of existing contracts for implementing the Pittsburgh Bicentennial Neighborhood Festivals Project and providing for the payment of the costs thereof,' which was amended by Resolution No. 400, effective June 17, 1976 and also amended by Resolution No. 682, effective September 1, 1976, and further amended by Resolution No. 654, effective July 21, 1977, by further increasing the costs for services from $120,000 to $145,000."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1201. Report of the Committee on Lands and Buildings for June 7, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1061. A Resolution entitled, "Resolution providing for a Supplemental Agreement between the City of Pittsburgh and the County of Allegheny further amending the Agreement dated May 13, 1915 in connection with the occupation, use, administration, maintenance, operation and control of the City-County Building, by providing for the use by the County of the Sixth Floor of

said Building; and repealing Ordinance No. 521, approved November 13, 1974 and Resolution No. ———, enacted May 22, 1978 (Bill No. 545 of 1978)."

Which was read.

Also,

Bill No. 1062. Resolution authorizing the sale of property in the 5th Ward, being a 2 sty. Abs. Shg. Hse. on Bedford Avenue and a vacant lot on Chauncey Street designated as Block 10-F, Lots 100, 104, to Poston Thomas and Mabel Thomas, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 1063. Resolution authorizing the sale of property in the 5th Ward, being a 2 sty. brk. hse. on 39 Perry Street designated as Block 10-K, Lot 165, to Junius Daniels for the sum of $2,500.00.

Which was read.

Also,

Bill No. 1064. Resolution authorizing the sale of property in the 13th Ward being 2 lots on Hamilton Avenue designated as Block 175-C, Lots 378, 380, to Marjorie Loving (Etal) for the sum of $650.00.

Which was read.

Also,

Bill No. 1065. Resolution authorizing the sale of property in the 13th Ward being a 2 sty. hse. and store on 553 Brushton Avenue to James W. Dyer, designated as Block 175-C, Lot 63, for the sum of $8,500.00.

Which was read.

Also,

Bill No. 1066. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Fahnestock Street designated as Block 231-P, Lot 3 to Dewey F. Gibson and Bertha Gibson, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 1067. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Monticello Street designated as Block 174-G, Lot 34 to Geraldine Boswell for the sum of $250.00.

Which was read.

Also,

Bill No. 1068. Resolution authorizing the sale of property in the 23rd Ward being vacant land on Vista Street designated as Block 24-E, Lot 178 to Lillian Kroll for the sum of $500.00.

Which was read.

Also,

Bill No. 1069. Resolution authorizing the sale of property in the 23rd Ward being a vacant lot on Phinas Street or Pike Street between Madison Avenue and Chestnut Street designated as Block 24-N, Lot 48, to Anthony Hertzig and Veronica Hertzig, his wife, for the sum of $1,800.00.

Which was read.

Also,

Bill No. 1070. Resolution authorizing the sale of property in the 25th Ward being a 2½ story asb. sid. hse. on 1927 Brighton Road designated as Block 22-D, Lot 36, to Stephanie E. Sales for the sum of $750.00.

Which was read.

Also,

Bill No. 1071. Resolution authorizing the sale of property in the 29th Ward being a vacant lot on Heidkamp Way corner Lacona Avenue designated as Block 33-S, Lot 220, to Raymond Davidson and Dorothy M. Davidson, his wife, for the sum of $250.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson and Mrs. Madoff presented**

No. 1202. WHEREAS, this Council supports the Constitutions of the United States, Commonwealth of Pennsylvania, and the Home Rule Charter of the City of Pittsburgh and the idea and concept that equal justice under the law is a basic right for all Americans, male and female; and

WHEREAS, the Equal Rights Amendment has passed the Congress of the United States and is being considered by the fifty states of the Union; and

WHEREAS, the passage of this proposed amendment would more firmly commit this Nation to equal rights

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh on behalf of the citizens of the City of Pittsburgh does request that the Congress of the United States extend the time limit for passage, by the States, of the Equal Rights Amendement, to the year 1986.

Which was read.

**Mrs. Masloff:**

I would like to make some remarks . . . of course I am for the Equal Rights Amendment, but I do believe that the citizens, those who are not for Equal Rights have a right to be heard and I will vote no until they are heard.

**Mr. Stone:**

I attended that meeting last week and I think it was very cogently and very expressly put forward that we were only hearing one side at that meeting. We did not permit any rebuttal on it and I think that was the reason that the President strongly suggested to the other view, so to speak, so that they have the opportunity to put a petition in here for a hearing. I am at a loss to understand Councilwoman Madoff in speaking today, that they had their golden opportunity last week, when she then said that they had the opportunity, and the other view ought to be heard, and yet today she wants to deny them that right. I will not say one thing on Thursday and say something different on Monday, for that reason I will abstain until everyone has the opportunity to express themselves. Credibility is a very important thing to me.

**Mrs. Madoff:**

I did not say anything today that I did not say the other day. The people who were proponents had equal oppor-

tunity . . . it was very well publicized, we had the opportunity to be on the agenda. The fact that they did not do so does not mean that they will not be heard. Mr. Robinson has stated it very eloquently by extending the time will not permit them to be heard, they will still have that opportunity, certainly we are all people with open minds and will listen to all sides . . . it has nothing to do with extending the time. Putting words in my mouth is very unsanitary, Mr. Stone.

**Mr. Stone:**

In your mouth, with the kind of language you use, it is probably true.

**Mrs. Madoff:**

I will take it from whence it came.

**The Chair:**

No further squabbling, I thought we were all a big happy family.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Bulls
Mrs. Madoff
Mr. Robinson

Noes:

Mr. Coyne
Mr. Lally
Mrs. Masloff
Mr. DePasquale
(Pres't)

Ayes 3 Noes 4
One abstaining (Mr. Stone)

And there not being a majority of the votes of Council in the affirmative, the bill was defeated.

**Mr. Robinson:**

Mr. President, am I correct in assuming that we are going to take some period of time to consider the other side's position, or to take some period of time before any other actions are taken in this general area?

**The Chair:**

I would say both, Mr. Robinson, we are going to hear the other side out and then make a decision as to whether the resolution should again be presented and a vote taken.

**Mr. Lally:**

Well, Mr. Chairman, you presented that motion today and did not have a second to it.

**Mr. Robinson:**

That was part of my point, I wanted to know where we were going from here.

**Mr. Stone:**

Mr. President, I think he is making a valid point, you asked that it be held pending that, and you received no second, no one wanted you to have that opportunity to hear the other side. It seems to me that with the way the vote is now you have kind of closed that issue. That was the reason I chose to abstain at this time.

**Mr. Lally:**

The issue is dead Mr. Stone, right?

**The Chair:**

Are we talking in regards to hearing the other side? It is the prerogative of the Chair to set a hearing, we did have

a request, and we have a petition signed by some of the opposite view and I have asked Mr. Perry to schedule a hearing.

**Mr. Robinson:**

As I understand it, the issue was, from your perspective, that we wait until we had heard the other side until we voted on this resolution.

**The Chair:**

That was the original idea.

**Mr. Robinson:**

Okay, that failed for lack of a second. Then we voted, if we voted, then your issue is dead as well as my issue.

**Mr. Coyne:**

I don't think it is, I think we are still going ahead with the public hearing because we have the 25 petitioners who have asked for a public hearing.

**Mr. Robinson:**

Mr. Coyne, that is a separate issue. In other words, if indeed Mr. DePasquale's concern is based upon any kind of legislation that we might want to pass, a resolution or ordinance, that is separate from any group of citizens have a public hearing. For example, if we have a hearing and after that hearing we propose some legislation in this same general area, then I would have the same concern because as far as I am concerned, the issue is closed. The resolution was defeated. We are not now going to have a public hearing so that opponents of ERA can have a chance to speak and then come back and vote on whether or not we are for or against ERA or any surrounding issues.

**Mr. Coyne:**

I think the hearing that was asked for today and the President agreed to, the President has agreed to set a date for a hearing, has nothing to do with pending legislation.

**Mr. Robinson:**

Or legislation in the future?

**Mr. Coyne:**

Or proposed legislation.

**Mr. Robinson:**

Okay, that is my understanding. Then, my point is correct, those two issues that were raised today are dead.

**Mr. Stone:**

Right.

**The Chair:**

I think your point is well taken, Mr. Robinson, and that is why I asked earlier that we hold on the resolution until we heard both sides to give the resolution a fair chance to pass. I realized that it probably would have failed today, as it did. And we should hear the other side out. We have scheduled a hearing and it is their right and prerogative to petition Council for a hearing. They have the proper amount of signatures on the petition and I don't think we could deny them. I don't know what purpose it would serve, as you stated at this point, with the resolution having failed.

**Mrs. Masloff:**

Mr. President, am I to understand that there will be another hearing and then another vote?

**Mr. Stone:**

No, the exact opposite.

**Mrs. Masloff:**

Then I want to know how we stand. When is the hearing scheduled?

**The Chair:**

If I recall, Mrs. Masloff, originally when it was suggested that we have a hearing, I really thought it was senseless to this extent. The organization, the ERA movement had a convention in Houston, and they had a platform and they had resolutions passed. I didn't know what purpose it served in coming to City Council or anywhere else other than their asking us just to aid them in regards to the passage of the extension by just passing a resolution. I don't know if that would have had any weight with Congress or not. It just struck me that having a hearing was a senseless thing to do. but we did have it. I don't know what purpose it will serve now hearing the other side out other than that they feel that they are entitled to their day just as well as the people concerned with the ERA movement. If there is nothing further on it we will move on.

**Mr. Robinson:**

Mr. President, I would like to request that our City Clerk ask for an opinion from the City Solicitor as to whether or not there are any legal complications in city administered funds that are being used in bonding programs being made available to contractors or suppliers who are doing city business. The reason I raise this question is, the only bonding program that is now operating in the City is the OIC bonding program and it is operating with city administered funds. There are people who have approached that bonding fund for bonds who are going to do city business and there is some question as to whether or not that is legal or whether or not there are some technicalities.

**The Chair:**

Thank you Mr. Robinson.

**Mrs. Madoff:**

Mr. President, having just recovered from the shock of this last vote and the dialogue, may I state . . . you raised the question, Mr. President, whether you felt that this body supporting an extension of the ERA would have any weight on the bodies in Washington and I would like to suggest that it would most certainly have that kind of influence.

**Mr. Stone:**

Mr. President, I would just like to make one comment here to Mr. Robinson . . . the reason that the bonding thing is a little confusing, you have to watch under which program you are operating. In certain instances you cannot go across the program and that is why they had so much difficulty. But I think that presently is the only bonding agency in certain aspects under the federal guidelines they were trying to get some exemptions for it which is why we suggested over in the North Side where we had lost something like $175,000, that they trade programs so that we could have put it under a different program and exchange and therefore would not have lost those funds.

**Mr. Lally** moved to excuse Mr. Givens for absence from this meeting.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

**Mr. Lally** moved to approve the minutes of Tuesday, May 30, 1978.

**Mr. Stone** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, June 19, 1978 No. 25

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, Pa.

Monday, June 19, 1978

PRESENT:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

ABSENT:

| | |
|---|---|
| Mr. Bulls | Mr. Robinson |
| Mr. Givens | |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Coyne for Mr. Bulls presented

No. 1203. Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,-116.00, in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 1204. Resolution providing for the issuance of a warrant in favor of The Boswell Oil Company in the amount of Ten Thousand Ninety Four ($10,094.00) Dollars in payment for the purchase of MC-800 Asphalt Cut-back, furnished for the benefit of the City in connection with the Cold Patching Program.

Also

No. 1205. Resolution providing for the issuance of a warrant in favor of Broadway Maintenance Corporation in the amount of Six Thousand Fifty-Nine Dollars and Seventy Cents ($6,059.70) in payment for electrical work furnished for the benefit of the City in connection with the renovation of the intersection of Tenth Street and Fort Duquesne Boulevard and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 1206. Resolution providing for a contract or contracts for Ellsworth Avenue Bridge demolition; and providing for the payment of the costs thereof.

Also

No. 1207. Resolution providing for an agreement granting to Charles W. Goodwin the right to construct and maintain a building over sewer lines of the City of Pittsburgh on property owned by Charles W. Goodwin in the 7th Ward, City of Pittsburgh.

Also

No. 1208. Resolution granting the Port Authority of Allegheny County the license and privilege to construct, maintain and use certain wall structures encroaching on and under a portion of Centre Avenue in the 8th Ward of the City of Pittsburgh.

Also

No. 1209. Resolution granting the Port Authority of Allegheny County the license and privilege to construct, maintain and use certain wall structures encroaching on and under a portion of Potter Street in the 7th Ward, City of Pittsburgh.

Also

No. 1210. Resolution vacating Humber Way from Chauncey Street to a point 168.00 feet westwardy therefrom in the Fifth Ward of the City of Pittsburgh, excepting and reserving an easement for the 15-inch sewer line located therein.

Also

No. 1211. Communication from John Ruff, Director, Department of Public Works transmitting traffic regulations on Christmas Way and other streets listed herein for a trial period of 60 days beginning June 15, 1978.

Which were severally read and referred to the Committee on Public Works.

Mr. Lally presented

No. 1212. Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh to execute a Quit Claim Deed wherein its right, title and interest to the following properties jointly owned by the Three Taxing Bodies, be conveyed to the Port Authority of Allegheny County for the "EAST BUSWAY" improvement, contingent upon like action by the County of Allegheny and the School District of Pittsburgh.

Also

No. 1213. Resolution amending Resolution No. 468, approved 5/5/78, which authorized the sale of property in the 20th Ward on Rue Grande Avenue designated as Block 20-H, Pt. 23, to Richard R. Carr for the sum of $2,800.00 by inserting paragraph after description as shown on resolution.

Also

No. 1214. Resolution authorizing the sale of property in the 5th Ward being a vacant lot in the rear of Webster Avenue corner of Duffield Street designated as Block 10-G, Lot 217 to Lowrane Taylor and Verna Taylor, his wife, for the sum of $1,200.00.

Also

No. 1215. Resolution authorizing the sale of property in the 12th Ward being a 2 story brick house on 6308 Joseph Street, Block 124-K, Lot 128, to Roosevelt Anderson and Leatha Anderson, his wife for the sum of $700.00.

Also

No. 1216. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Winslow Street corner

of Lowell Street designated as Block 124-P, Lot 289, to Dolores Stanton for the sum of $150.00.

Also

No. 1217. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Brushton Avenue, Block 174-R, Lot 211, to William and LaRue Frederick for the sum of $750.00.

Also

No. 1218. Resolution authorizing the sale of property in the 18th Ward being vacant land on Loyal Way, designated as Block 15-H, Lots 67 and 67-A, to Ronald P. Lunardi, for the sum of $150.00.

Also

No. 1219. Resolution authorizing the sale of property in the 19th Ward being vacant land on Norwich Avenue designated as Block 97-M, Lots 65 to 77 inclusive to Sidney A. Droz and Minnie S. Droz, his wife, for the sum of $3,000.00.

Also

No. 1220. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on the rear of Tonopah corner of Belasco Avenue, Block 35-P, Lot 25, to Samuel A. Bianchi and Theresa H. Bianchi, his wife, for the sum of $200.00.

Also

No. 1221. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Perrysville Avenue, corner O'Hern Street, Block 23-A, Lot 217 to Herny W. Ewalt and Mary J. Ewalt, his wife, for the sum of $200.00.

Also

No. 1222. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Shadyhill Road (now Elmdale Road) designated as Block 18-A, Lot 99, to Robert Leon Hurney and Christine M. Murney, his wife, for the sum of $350.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1223. Resolution providing for an agreement or agreements with the American Chain and Cable Company, Inc., for professional instructional services in connection with instruction of Department of Water personnel in the maintenance and repair of the supervisory control system within the Purification and Pumping Division; and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Water.

Mrs. Masloff presented

No. 1224. Resolution naming and dedicating the crafts room in the South Side Market House Center as the Margaret Young Memorial Room.

Also

No. 1225. Communication from Louise R. Brown, Director, Department of Parks and Recreation requesting interim approval of payment of $525.00 for extra work in connection with renovation of asphalt paving at Spring Hill Playground.

Which were read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1226. Resolution transferring $100,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer to Code Account No. 30, Refunds, All Other Taxes — Business Privilege Institution and Service Privilege, Parking, Deed Transfer, Earned Income, Personal Property, Amusement,

Mercantile, Mercantile License, Occupation, Department of City Treasurer.

Also

No. 1227. Communication from Melanie Smith, Director, Department of Personnel and Civil Service Commission requesting interim approval of payment of $670.00 for 1,000 posters to be used in Fire Fighter recruitment campaign.

Also

No. 1228. Communication from Melanie Smith, Director, Department of Personnel and Civil Service Commission requesting permission for Maureen Morrissey and Keith Cameron to attend Private Sector Initiative Program Conference, Arlington, VA, June 27-28, 1978 at cost not to exceed $100.00 payable from CETA Code Account, Federal Funds.

Also

No. 1229. Communication from John E. McGrady, Controller, submitting the Audit Report of the Department of Parks and Recreation, the Pittsburgh Zoo, for a 14 month period from August 1, 1976 to September 30, 1977.

Also

No. 1230. Communication from John E. McGrady, Controller, submitting the Audit Report of the Licenses and Permits issued by the Bureau of Building Inspection, Department of Lands and Buildings for the period from December 1, 1976 to November 30, 1977.

Also

No. 1231. Communication from John E. McGrady, Controller, submitting the audit report of Licenses and Permits issued by the Bureau of Police, Department of Public Safety for the period from December 1, 1976, to November 30, 1977.

Also

No. 1232. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of May 31, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1233. Report of the Committee on Finance for June 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1089. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Streeter Amet, in the amount of $10,304.00 in payment for electric components for a motor truck scale including engineering for scale pit furnished for the benefit of the City in connection with City of Pittsburgh Asphalt Plant and providing for the payment thereof."

Which was read.

Also,

Bill No. 1095. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Brunner Appliance Service in the amount of $1,565.00 in payment for work performed at Homewood Senior Citizen Center furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1096. A Resolution entitled,

"Resolution authorizing the issuance of a warrant in favor of Ruff Electrical Construction Company in the amount of $995.00 in payment for work performed at Homewood Senior Citizen Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1103. A Resolution entitled, "Resolution providing for the issuance of a warrant to Daniel Steiner in the amount of $6,500.00 in full settlement of claims for personal injuries and providing for the payment thereof."

Which was read.

Also,

Bill No. 1104. A Resolution entitled, "Resolution providing for the issuance of a warrant to the Hartford Insurance Group in the amount of $3,783.00 in full settlement of subrogation claims for property damage, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1234. Report of the Committee on Public Works for June 13, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1090. A Resolution entitled, "Resolution further amending Resolution No. 675, effective August 19, 1976, as amended by Resolution No. 747, effective August 16, 1977, as amended by Resolution No. 1020, effective October 27, 1977, as amended by Resolution No. 4, effective January 31, 1978, entitled, 'A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letters of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the project and providing for the deposit of funds in a bank account' by decreasing the maximum amount authorized from $14,318,600.00 to $14,169,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally for Mr. Givens presented

No. 1235. Report of the Committee on Planning, Housing and Development for June 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 948. A Resolution entitled, "Resolution approving the proposal dated April, 1978 for redevelopment activities in Redevelopment Area No. 27 — Manchester, located in portions of the Twenty-First Ward of the City of Pittsburgh; approving Modification No. 1 to the Redevelopment Area Plan — Urban Renewal Plan; and making certain findings related thereto."

Which was read.

Also,

Bill No. 1091. A Resolution entitled, "Resolution amending Resolution No. 496, approved May 17, 1978, entitled 'Providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Lands and Buildings, LB Project 77-10, and providing for the payment of the costs thereof.' "

Which was read.

Also,

Bill No. 1144. A Resolution entitled, "Resolution providing for an Agreement or Agreements for services in connection with the Minority Contractor Bonding and Assistance Program, and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Madoff presented

No. 1236. Report of the Committee on Water for June 13, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1093. A Resolution entitled, "Resolution amending Resolution No. 1038, approved December 31, 1976, as amended by Resolution No. 82, approved February 15, 1977, amended by Resolution No. 387, approved May 5, 1977, amended by Resolution No. 531, approved June 10, 1977, amended by Resolution

No. 801, approved August 17, 1977, amended by Resolution No. 1018 and No. 1019, approved October 24, 1977, amended by Resolution No. 1334, approved December 30, 1977, entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds, by increasing appropriations for Capital Budget Project WD-77-16 — Installation and Repair of Water Service Lines.' "

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 1237. Report of the Committee on Parks and Recreation for June 13, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1097. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 455, effective May 11, 1978, entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds,' by reallocating funds for the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 6 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

## MOTIONS AND RESOLUTIONS

Mrs. Masloff presented

No. 720. WHEREAS, the proposed demonstration in Skokie, Illinois by members of the National Socialist Party of America should cause all Americans to join the residents of Skokie in rejecting the Nazi ideology of racial and religious prejudice and hatred; and

WHEREAS, this Council repudiates and opposes any anti-Semitic teaching or action and in particular those Nazi-like activities in the United States which give support to prejudice, contempt, or hatred directed against any group of Americans.

NOW THEREFORE

BE IT RESOLVED that the members of the Council of the City of Pittsburgh call upon all citizens in Pittsburgh to be alert to the advocacy of Nazi ideology and to resist that advocacy by all lawful and appropriate means, and

BE IT FURTHER RESOLVED that the Mayor of the Village of Skokie, Illinois receive a copy of this resolution and that this Council joins in spirit those marching in a peaceful demonstration in support of the American traditions of democracy, brotherly love, honor and mutual respect for all people.

Which was read.

Mrs. Masloff moved for adoption of the resolution.

Mr. Lally seconded the motion.

Which motion prevailed.

The Chair:

I can only add that it is a sad and a sad state of affairs when a resolution has to be passed that a bigoted organization like this shouldn't be allowed to march through Skokie, Illinois or any other city in the United States. I don't know what we went through World War II and all the other wars for if we are going to allow this kind of action. Why, in Skokie, they are even considering it I don't know. Perhaps this may help, to have the resolution sent in from other cities, they may take into consideration that the march shouldn't take place. God forbid that they allow these marches and those types throughout the Nation.

The Chair presented

No. 721. WHEREAS, at the April 2, 1978 meeting of the Pittsburgh Chapter of the American Ex-Prisoner's of War, Inc., the officers and members voted to promote a national holiday in honor of all American Ex-Prisoners of War and Missing in Action, and Ex-Prisoners of War who died in prison camps; and

WHEREAS, Joint Resolution 963, designating July 18, 1979 as "National P.O.W.-M.I.A. Recongition Day" is being considered by the Senate and the House of Representatives,

NOW THEREFORE

BE IT RESOLVED that the Members of Council of the City of Pittsburgh hereby urge the Senate and House of Representatives of the United States to support Resolution 963 and designate July 18, 1979 as National P.O.W.-M.I.A. Recognition Day, and call upon the people of the United States to observe such a day with appropriate ceremonies and activities.

Which was read.

Mrs. Madoff moved for the adoption of the resolution.

Mr. Stone seconded the motion.

Which motion prevailed.

Mrs. Madoff:

There was a meeting this morning in the Mayor's Chambers where I had requested a briefing by Mr. John Miller of the Water Department, a representative of the Department of Environmental Resources, EPA, and Orsanco meet with City Council. I think there is a responsibility on the part of the Department Head in an emergency situation such as the one we have just gone through. Emergency, not in that it was a toxic element, but that it was unpleasant for the people to drink the water, they couldn't buy water. It is important for the City Council members to know what occurred, how it occurred, why it occurred and what we can do to head off another episode and what preventive measures we can take such as holding tanks of water or any other remedial ideas that members of Council, I am sure would be able to offer.

It might be worth considering, I have to return a call to Dr. Clack of the Board of Health, perhaps having people who felt they were directly affected physically come and present some kind of testimony provided it doesn't get too lengthy. Now, I had suggested doing it with Mr. Perry present on Wednesday after our session. Unfortunately, it appears that as of this moment, I spoke to Mr. Williamson at DER, there is a meeting with PPG to see if indeed they are the culprits or are not and have some discussion. It may not be possible to do it on Wednesday, but I think that we cannot let this ride for a great deal of time.

I would like the President's opinion, do you think we ought to hold off and wait until the Mayor is back? What do you suggest?

**The Chair:**

Mrs. Madoff, we will not have a full Council on Wednesday, maybe we should wait a week.

**Mr. Lally:**

I think what Councilperson Madoff is asking for is to have Director Miller in here on Wednesday to give us an account of what the problem is.

**Mrs. Madoff:**

He will be at that meeting, and I don't want his representative, I want him.

**Mr. Lally:**

Well, he can be here if he is requested by City Council to be here.

**Mrs. Madoff:**

If he is in negotiations with PPG, what other day can we have?

**Mr. Lally:**

She wants a post agenda meeting.

**The Chair:**

When is PPG meeting.

**Mrs. Madoff:**

They are meeting the same day, Mr. President.

**The Chair:**

What time?

**Mrs. Madoff:**

I am not quite sure, but perhaps Mr. Perry could verify the time, Mr. William was to get back to me.

**The Chair:**

Why don't we have Mr. Perry check with Mr. Miller and if it doesn't conflict with Council's hours, then he can be here after our regular meeting on the post agenda and perhaps it wouldn't interfere. If it does, then we can wait until the following week.

**Mrs. Madoff:**

I know, I must have had at least 60 or 70 calls from people that we all represent in various areas. I have even gone into an area and they said Mr. Coyne is my representative, he was very interested in talking about Mr. Coyne, they wanted the results back from you as to what the sample showed in their water. We took it at faucet, we did it in the Bloomfield/Garfield area, and at Stanton Heights. I think, really, we can't ignore the people, we have to let them know what is coming out of the faucet.

**The Chair:**

Did many people become ill from consuming their water?

**Mrs. Madoff:**

I did, Cosetti did.

**The Chair:**

I didn't notice any difference, but so many people have mentioned it that apparantly something is wrong.

**Mrs. Madoff:**

Yours may not have come from the same reservoir, it depends on where you live.

**The Chair:**

There were complaints in Oakland also, but personally, I didn't have any. I know the 8th Ward and Bloomfield had some complaints.

The City Clerk is directed to act accordingly.

**Mr. Stone:**

Mr. President, first I would like to mention . . . I have learned that the Director of the Department of Public Works, Jack Ruff is in the hospital. I think that this Council should send good wishes for a speedy recovery and I would ask the City Clerk to do that on behalf of all of us.

Recently, in the newspaper, there was labeled an article "Major Crimes Off Unprecendented 16% Here". I attended last week, on the 16th or 17th, the Allegheny County Regional Council of Justice Commisssion and Mr. Sterret gave a report and indicated that the report would tend to be misleading and he gave some points which I would like to mention here and then ask for a request of additional information from the Mayor's Office. He indicated that if you break the so called statistics down, you will find that only 40% of actual crime is reported, and in the differentiation between violent and non-violent crime, he indicated that the violent crimes, which are the most important, and affecting the living styles of people, that in that aspect if it was a negligible decrease, 1.1%. He also went on to indicate that robbery had increased, and that robbery had changed in its pattern, and strong arm robberies mugging, had increased 35%. In the next paragraph of the release which he gave, indicated that in that article, three areas, the Hill District, North Side, East Liberty and Homewood were identified as having the most severe crime problems. He indicated then further that the City Administration had consistently restricted community crime prevention activities. He also indicated that the Allegheny County Regional Council of Governor's Justice Commission had allocated upwards of a half of a million dollars in the last two years in crime prevention. The City of Pittsburgh had rejected every group that had made application for those funds. He also indicated that the Mayor's Office had vetoed them even after City Planning and the Inspector of Police District had approved them. Now, the community agencies which had made application were the Homewood/Brushton Improvement Council, the Homewood Brushton Community Chamber of Commerce, the East Liberty Chamber of Commerce, the Brashear Association, the North Side Ministries, the Hill District Citizens Council and the Pittsburgh Neighborhood Alliance.

I find it rather hard to understand why on a technical basis, City Planning and the inspector in that district would approve it and then to have it vetoed. I am one who feels since all of our crime is not reported, and since we should very carefully watch the living style of the people in this City, I would like to have someone from the Mayor's Office, I understand that it may be Mr. Matter, to tell us why the Mayor's Office rejected even the advice of City Planning and inspectors of the various police departments relative to requests for police protection in the areas which have been identified as most severe crime areas.

**The Chair:**

While you are on that Mr. Stone, facts and figures sometimes can be so misleading . . . in the paper yesterday, Pittsburgh Press, I read where not a one of the eight mysterious murders, the

suburban murders have been solved, and I know that they are doing their very best, and have put the most qualified and capable people in there to solve those murders and yet they are claiming that they have solved every murder since January 1 and it was brought out that each and every one of them was where a husband shot a wife in front of witnesses or vice versa, or somebody stabbed somebody in a card game in front of eight or nine witnesses, these were people who weren't about to get away, or couldn't get away anyway, in fact they practically turned themselves in. You can say you solved a murder like that, but it is a lot different than solving one where a husband is killed and a wife disappears and they haven't found her yet, or a young girl of 16 disappears and they have found no trace whatsoever. I realize probably as well as anyone else that these murders are committed by people who don't fit the stereotype that we know as a criminal and it is an everyday type of person like ourselves for that matter, a lawyer, a doctor, a politician, a priest, it could be anyone and this is what probably has them up a tree, it is not the type of person they could find just looking for a murderer, they are looking for a person who fits into the community and just doesn't give any evidence of being a murderer, just doesn't give any indication whatsoever.

I realize the task in front of them, but it sort of irks you when you read about them bragging about solving all these other murders that my six year old grandson could have solved. So, when you are talking about facts and figures they can be very misleading and I would have to disagree on the 16% that crime is down in Pittsburgh. At least not with the calls and complaints I get and I am sure the rest of Council experiences the same type of outburst from the public. You cannot go anywhere where they are not asking for more police protection. We just do not seem to have enough wherever you go.

**Mr. Stone:**

Mr. President, if I may, I would just like to mention at this time so that it is in fact, on the record. We set some minimum standards, and I think at that time, our now Mayor, member of City Council was a part of that, when we set the minimum standards and that was that we created police and fire as needed. What we were doing was creating for the ability for the administration to continue to train men even though the quota were filled so that they would be ready to take over when the next group came on. What is happening now, the attrition is in advance of the actual training, and as a result we are constantly below that minimum figure. What I am pointing out here is . . . even though we hear time and time again from our Superintendent of Police that he doesn't have enough police and he cannot re-deploy. Here are three areas which he identified, the Hill District, North Side, East Liberty, Homewood or he said he didn't have the personnel to do it. Here was a half of a million dollars we could have gotten from the Governor's Justice Commission. And as I indicated, City Planning and the inspector of that particular area has said that we ought to do it and they have approved it, only to come to the Mayor's Office to be rejected. I think we should not let this pass when we are turning down money in order to make it safer.

**Mr. Coyne:**

Bob, along those lines, we have a Criminal Justice Planner, who sometimes I wonder what their function, who is paid $20,000.00 from the Federal Government annually to put this person on the payroll. Maybe it would be good if she would accompany whoever is going to come in on Wednesday to speak about the grant and the lack of getting money from the Federal Government.

I know we have a Criminal Justice Planner, and we get paid from the Federal Government to have this individual to do this work and fill out applications with the Governor's Justice Commission for Federal Funds.

**Mrs. Madoff:**

I presume that the meeting that Mr.

Stone is calling for would be in the near future, is that correct Mr. Stone?

Mr. Stone:

I am calling it for this Wednesday.

Mrs. Madoff:

I would like to ask as a courtesy whether Councilman Stone can put down on two paragraphs pretty much what he stated, because I think it is very serious and very provocative and I think we ought to review them, and I am trying to retain what you said. I think some of the points you made were very important and very valid and I would personally like to have it before the meeting.

Mr. Stone:

I will give you a copy of what I was reading from.

Mrs. Madoff:

Thank you Mr. Stone.

Mr. Stone moved to excuse Mr. Bulls, Mr. Robinson and Mr. Givens for absence from this meeting.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone moved to approve the minutes of Monday, June 5, 1978.

Mr. Lally seconded the motion

Which motion prevailed.

And on motion of Mr. Lally

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, June 26, 1978 No. 26



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, June 26, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

ABSENT:

Mr. Givens

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1240. Petition from the Bloomfield-Garfield Corporation requesting a public hearing relative to responsible police protection in the Bloomfield-Garfield Area.

Also

No. 1241. Petition from residents from the North Side requesting City Council to pass an Ordinance prohibiting unnecessary idling of motors on motor vehicles and requesting that Robert Kennedy be heard on said subject.

Which were read and referred to the Committee on Public Saftey.

Mr. Coyne presented

No. 1242. Resolution amending Resolution No. 498, effective May 17, 1978, entitled, "Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto", by increasing the allocation of funds for PW 78-07 from Two Million ($2,000,000.00) Dollars to Three Million ($3,000,000.00) Dollars.

Also

No. 1243. Resolution providing for a Contract or Existing Contracts for "Street Lighting", PW 77-27, Golden

Triangle; replacement of defective light poles and other work incidental thereto; and providing for payment thereof.

Also

No. 1244. Resolution providing for a Contract or Existing Contracts for "Street Lighting", PW 77-26, Miscellaneous streets throughout the City and other work incidental thereto; and providing for payment thereof.

Also

No. 1245. Communication from John Ruff, Director, Department of Public Works requesting interim approval of payment of $80,000.00 for emergency removal of overhanging bolder on East Sycamore Place.

Also

No. 1246. Communication from John Ruff, Director, Department of Public Works requesting interim approval of payment of $70,000 for emergency reconstruction of sanitary sewer on Edgerton Street.

Which were severally read and referred to the Committee on Public Works.

Mr. Lally for Mr. Givens presented

No. 1247. Resolution providing for a Seventh Supplemental Agreement with Opportunities Industrialization Center, Inc., for the Model Cities Program Contractor Bonding Project by extending the term of the Agreement to a date not later than September 30, 1978.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1248. Resolution providing for a Third Supplemental Agreement with Touche Ross & Company for additional auditing services in connection with the Pittsburgh Model Cities Program and providing for the payment of the costs thereof.

Also

No. 1249. Resolution amending Resolution No. 594, approved June 2, 1978, and effective June 7, 1978, entitled, "Providing for an Agreement or Agreements with consultant or consultants to assist in the 1978 City Six-Year Development Program and Community Development Block Grant Application citizen participation process and providing for the payment of the cost thereof from 1977 CDBG CP-77-4," by including the following code account title and designation: 1977 CDBG Program Administration, CDPA: and providing for the payment of the cost thereof.

Also

No. 1250. Resolution providing for an Agreement or Agreements with the U. S. Department of Housing and Urban Development for the close-out of the Pittsburgh Model Cities Program.

Also

No. 1251. Resolution providing for an Amendatory Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh amending the Community Development Block Grant Cooperation Agreement of 1977 by providing for the establishment of a contingency fund for contract completion utilizing $34,000 previously allocated to the Home Repair Loan Program; and amending Resolution No. 545 of 1977.

Also

No. 1252. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Crossgates, Inc., and/or a limited partnership to be formed for the sale of Parcel 8 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 34.

Also

No. 1253. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Sante Capriotti, Justin Prizio and Herbert G. Sheinberg, as tenants-in-common, for the sale of Parcel D-2-1 in the Twelfth Ward of the City of Pittsburgh.

Also

No. 1254. Communication from Paul Brophy, Director, Department of Housing requesting permission for one member of the Department of Housing to attend Conference on Funding Sources and Grantmanship, Seven Springs, Champion, PA June 21-23, 1978 at a cost not to exceed $180.00 of which 50% will be reimbursed to the City, payable from Code Account 1371, Miscellaneous Services, Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1255. Resolution amending Resolution No. 607, approved 6/2/78 property in the 28th Ward on Keever Avenue to Charles E. and Barbara J. Montgomery for the sum of $400.00 by deleting Nos. 424-425 and inserting in lieu thereof, "Pt. of 424 and all of 425." All else in Resolution No. 607 shall remain the same and in effect.

Also

No. 1256. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 2940 Orbin Street designated as Block 27-A, Lot 94, to Le Phouc Sang for the sum of $300.00.

Also

No. 1257. Resolution authorizing the sale of property in the 5th Ward being a 2½ story brick house on 2116 Centre Avenue designated as Block 10-P, Lot 86, to Le Phouc Sang for the sum of $700.00.

Also

No. 1258. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 2709 Webster Avenue Block 10-D, Lot 167 to Le Phuoc Sang for the sum of $2,000.00.

Also

No. 1259. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame asbestos shingle house on 9 Wandless Street designated as Block 27-E, Lot 12, to Le Phouc Sang for the sum of $750.00.

Also

No. 1260. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Murtland Avenue designated as Block 125-H, Lot 140, to Terry L. Grinage for the sum of $150.00.

Also

No. 1261. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Oakwood Street designated as Block 174-S, Lot 135 to Myron Randal for the sum of $600.00.

Also

No. 1262. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Alexis Street designated as Block 54-J, Lots 340-341, to Edward J. and Mary A. Kocan, his wife, for the sum of $650.00.

Also

No. 1263. Resolution authorizing the sale of property in the 30th Ward being a vacant lot on Wilbur Street designated as Block 33-K, Lot 62, to William B. and Anna May Foster for the sum of $630.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1264. Resolution providing for the issuance of a warrant in favor of Scott Brothers Equipment, R. D. 1, Box 200, Coraopolis, PA 15108, in the amount of $295.62, in payment for the purchase of Street Pads for a Back-Hoe Loader and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mrs. Masloff presented

No. 1265. Resolution providing for an Agreement or Agreements for professional services in connection with the South Side Riverfront Park and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 1266. Resolution transferring the sum of Ninety Thousand ($90,000.00) Dollars from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated; $50,000.00 to Code Account No. 1149 — Tires, Tubes, Chains, $20,000.00 to Code Account No. 1150 —. Outside Repairs, $20,000.00 to Code Account No. 1128 — Miscellaneous Services.

Which was read and referred to the Committee on Finance.

Also

No. 1267. Resolution providing for the letting of a contract for the furnishing and delivery of Litter Cans for the Department of Public Works, and for the payment thereof.

Also

No. 1268. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Emergency Medical Equipment (Cot, Stretcher Chair, etc.) for the Department of Emergency Medical Services, and for the payment thereof.

Which were read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1269. Resolution providing for the issuance of duplicate warrants to replace warrants which have been lost, stolen or inadvertently destroyed.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

If you will recall, this is the bill that we asked the City Solicitor to draw up legislation on wherein we were sending as we did last week, replacing a warrant for $0.38 as we spend some $500.00 and involved particular departments to prepare it, submitting it to City Council, being on our agendas twice per week, then going to the Mayor, then going to publication and then finally becoming

effective. I think we can avoid that situation in the future.

Also

No. 1270. Amending Resolution No. 530, approved May 22, 1978 entitled, "A Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Programs Diocesan School Board of Pittsburgh, Inc., for the implementation of the City Youth Employment Program and providing for the payment of the cost thereof."

Which was read and referred to the Committee on Finance.

Also

No. 1271. Petition from residents of Chadwick requesting a public hearing on problems with garbage strewn vacant lots that are privately owned and with private contractors dumping trash at night in their neighborhood.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair presented

Bill No. 1121. Resolution approving the re-appointment of Harold Corsini as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1122. Resolution approving the re-appointment of Earl Onque as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1124. Resolution approving the appointment of Herb Beatty as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1125. Resolution approving the appointment of William Strickland as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Mr. Stone moved for approval.

Mr. Robinson seconded the motion.

**The Chair:**

Is there any discussion on the appointments and re-appointments?

**Mr. Stone:**

Mr. President, if I may, if you will note, I left out the two members on that Commission who are non-City residents. I am going to be so disposed to not approve them. I might say at the outset that I do this without any thing against them in the sense of their reputation, their character, their qualifications or ability. Since I have been on City Council, I have not for five straight years, nor will I break that record of approving any non-City resident. My unblemished record, as I see it, at least it preates one among I hope many more who will vote saying that this City is not bankrupt in talent. If this City is on the move then I assume that the remark meant our citizens were on the move. For any movement without the people in my opinion, is no movement. I therefore believe that Pittsburgh City residents should be included in that alleged movement and not as bystanders but as active members of boards and commissions, in short, they ought to have a say in their own destiny. If Pittsburgh is something special, then I think they are at least entitled to the mini-

mum, that is to be first considered, if not specially considered. Surely out of 500,000 people, Pittsburgh has enough to fill the boards that we have. It is with that in mind, there are two others who are still on the Art Commission who need approval and obviously I would not be the one to make the motion.

**The Chair:**

Is there any further discussion on the appointments and re-appointments?

And on the question, "Shall the appointments and re-appointments be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointments were approved.

Also,

Bill No. 1120. Resolution approving the re-appointment of Sylvester Damianos as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

Bill No. 1123. Resolution approving the re-appointment of Irene Pasinski as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

**Mr. Lally moved for approval.**

**Mrs. Madoff seconded the motion.**

**The Chair:**

Is ther any discussion on the re-appointments?

**Mrs. Madoff:**

Point of order, I think it is important to point out that Mr. Sylvester Damianos has a half of a million or a quarter of a million dollar business in the City of Pittsburgh and I would hate to think that after eight years of dedicated service, and I understand that he has been an addition to the Art Commission and has really made some meaningful contributions, he is eminently qualified, his credentials were terribly impressive . . . that we would not take into consideration that he does have a business worth that kind of value in the City and it is the kind of business you could pick up and move out because it is a service business, he doesn't have to be in the City of Pittsburgh.

**The Chair:**

I think Mr. Stone made a point a while ago that regardless of how qualified Mr. Damianos is that there are other people in the City of Pittsburgh just as qualified.

**Mrs. Madoff:**

But he does own a business in the City.

**The Chair:**

I won't dispute it with you.

**Mr. Robinson:**

Before I vote, let me just say that I generally share Mr. Stone's concern that we utilize as many people in the City of Pittsburgh as possible. I think it is very consistent with what we have been told and what we are led to believe about the advancement of the City, that

therefore, the people within this City are of some value also, and I realize that we cannot always find the individuals that we need to serve on our boards and commissions from within our population, but I don't think that we utilize every resource that is available, I don't think that we move in those kinds of circles where we could find individuals who could serve as well as anyone on this list and without making any kind of, or casting any kind of aspersion upon anyone's character or ability or anyone's selection procedure or prerogative in the case of both Mr. Damianos and Mrs. Pasinski, I am going to abstain from voting.

**The Chair:**

Is there any further discussion on the re-appointments?

And on the question, "Shall the re-appointments be approved?

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Madoff |
| Mr. Lally | Mrs. Masloff |

Ayes 4 Noes 3
(Mr. Bulls, Mr. Stone, Mr. DePasquale, Pres't)

One abstaining, Mr. Robinson

**Mr. Lally:**

Does the motion carry?

**The Chair:**

It fails, it needs five.

**Mrs. Madoff:**

Wait a minute, that wasn't the deciding vote.

**The Chair:**

A majority of the elected Councilmembers.

**Mrs. Madoff:**

I thought it was a majority of the Council present.

**The Chair:**

Parliamentarian, can you give us ruling?

**Mr. St. Johns:**

Being that there is a quorum it only requires a majority vote.

**The Chair:**

You have to be sure about that.

**Mr. Robinson:**

The motion was to confirm them, correct?

**Mr. Stone:**

Yes, you need five affirmative votes.

**Mr. St. Johns:**

You need a majority of the elected members of Council.

And there not being a majority of the votes of Council in the affirmative, the re-appointments were defeated.

Also,

Bill No. 1126. Resolution approving the re-appointment of Ed Walkowski as a member of the Board of Adjustment for a term to expire January, 1981.

Which was read.

Also,

Bill No. 1127. Resolution approving the re-appointment of Paul Sullivan as a member of the Board of Adjustment for a term to expire in January, 1979.

Which was read.

Also,

Bill No. 1128. Resolution approving the re-appointment of Gerald Fox as a member of the Board of Adjustment for a term to expire in January, 1980.

Which was read.

Mr. Stone moved for approval.

Mr. Lally seconded the motion.

**The Chair:**

I want to caution the Council members, I am sure you are all aware that these are probably the only paid positions on any of the boards. Mr. Walkowski, Mr. Sullivan and Mr. Fox.

Is there any discussion on the re-appointments?

And on the question, "Shall the re-appointments be approved?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointments were approved.

Also,

Bill No. 1129. Resolution re-appointing Mrs. Nancy Flaherty as a member of the Zoological Commission for a term to expire in October, 1981.

Which was read.

**The Chair:**

Is there any discussion on the re-appointment?

**Mr. Perry**

Mrs. Flaherty is scheduled to appear before Council this Wednesday.

**Mr. Stone:**

If she is coming on Wednesday, then I move that we hold on this.

Mr. Robinson seconded the motion.

**Mr. Perry:**

She has been notified by Ben Hayllar to appear. The question is whether she can make it or not.

**Mr. Stone:**

I move to withdraw my motion to hold for one week and move for approval.

Mr. Lally seconded the motion.

**The Chair:**

Let's have roll call vote.

**Mr. Robinson:**

Mr. President, there is a motion on the floor that has been properly moved and seconded.

**The Chair:**

The motion was withdrawn, Mr. Robinson.

**Mr. Robinson:**

I didn't understand Mr. Stone to say that. If he withdrew his motion I didn't withdraw my second, so how can we go on to another matter?

**The Chair:**

Mr. Stone didn't you withdraw your motion?

**Mr. Stone:**

Yes, I told him I had misundersrtood what Mike indicated, and therefore I was withdrawing it and approving it.

**The Chair:**

Mr. Robinson, would you withdraw your second.

**Mr. Robinson:**

Yes, I will.

**The Chair:**

Is there any further discussion on the reappointment?

And on the question, " Shall the reappointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointment was approved.

Also,

Bill No. 1130. Resolution re-appointing Willie McClung as a member of the City Planning Commission for a term to expire in January, 1984.

Which was read.

Also,

Bill No. 1131. Resolution re-appointing Lou Young as a member of the City Planning Commission for a term to expire in January, 1984.

Which was read.

Also,

Bill No. 1132. Resolution appointing Henry Ewalt as a member of the City Planning Commission for a term to expire in January, 1984.

Which was read.

Also,

Bill No. 1133. Resolution appointing Leon W. Howard, Jr. as a member of the City Planning Commission for a term to expire in January, 1980.

Which was read.

Mr. Stone moved for approval.

Mr. Robinson seconded the motion.

**The Chair:**

Is there any discussion on the re-appointments and appointments?

And on the question, "Shall the reappointments and appointments be approved?"

The ayes and nooes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointments and appointments were approved.

Also,

Bill No. 1134. Resolution re-appointing Armstead Guthery as a member of the Sinking Fund Commission for a term to expire in December, 1981.

Which was read.

Also,

Bill No. 1135. Resolution appointing Marilyn Meade as a member of the Sinking Fund Commission for a term to expire December, 1982.

Which was read.

Mr. Stone moved for approval.

Mr. Lally seconded the motion.

The Chair:

Is there any discussion on the appointment and re-appointment?

And on the question, "Shall the appointment and re-appointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment and re-appointment were approved.

Also,

Bill No. 1136. Resolution re-appointing Louis Fosner as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Also,

No. 1137. Resolution appointing Richard Cosentino as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Also,

Bill No. 1138. Resolution appointing Roy Landau as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

Mr. Stone:

Mr. President, I move for approval on Bill No. 1136, Mr. Louis Fosner and Bill No. 1137, Mr. Richard Consentino, as you can see I am separating the non-City resident.

Mr. Robinson seconded the motion.

Mr. Lally:

Mr. President, does not the Building Code state that each member of the Board shall be a resident of or have his principal office or place of business in the City of Pittsburgh?

**Mr. Stone:**

Jim, may I make a suggestion?

**Mr. Lally:**

Yes.

**Mr. Stone:**

Let's pass on these two, and then if you want to do something on that one fine, you will get the opportunity.

**Mr. Lally:**

Fine.

**The Chair:**

Is there any further discussion on the re-appointment and appointment?

And on the question, "Shall the re-appointment and appointment be approved?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointment and appointment were approved.

Also,

Bill No. 1138. Resolution appointing Roy Landau as a member of the Board of Standards and Appeals for a term to expire in June, 1982.

Which was read.

**Mr. Lally moved for approval.**

**Mr. Coyne seconded the motion.**

**The Chair:**

If I may, taking the prerogative of the Chair, am I right that the appointments to the Board of Standards and Appeals are made in conjunction with building trades in the Mayor's Office?

**Mr. Lally:**

They are made in conjunction with the Master Builders, the Building Trades and the Board of Adjustment.

**The Chair:**

And more or less, the Master Builders have set down the rules and regulations as to place of business or residence in the City of Pittsburgh.

**Mr. Lally:**

That is correct.

**The Chair:**

Either.

**Mr. Lally:**

Correct.

**Mr. Robinson:**

In view of the fact that the rules and regulations indicate that this should be someone meeting Mr. Landau's qualifications, I will vote yes, but my concern is still there about non-City residents.

**The Chair:**

Is there any further discussion on the appointment?

And on the question, "Shall the appointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Robinson |
| Mrs. Madoff | Mr. DaPasquale (Pres't) |

Ayes 6 Noes 2
(Mr. Bulls and Mr. Stone)

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 1139. Resolution appointing Carrie Washington as a member of the Housing Authority for a term to expire in June, 1983.

Which was read.

**The Chair:**

If I may exercise the prerogative of the Chair, in regards to Ms. Carrie Washington, I believe that should be Mrs., because I believe she is married to Lenn Washington.

Several people, tenants and residents of Terrace Village have voiced opposition to Mrs. Washington as the sister-in-law of the solictior for the Housing Authority, and also felt that someone, some tenant in the Village or somewhere in the City of Pittsburgh under the purview of the Housing Authority should be on that Board and I agree wholeheartedly, I think there should be a tenant on that Board, I am not saying that Mrs. Washington shouldn't be on the Board, I am saying that a tenant should be there and if there is going to be a replacement, and if the Mayor sees fit to do so, she is the most logical due to the relationship between her and the solicitor of the Housing Authority Board, I just wanted to make you acquainted with that before you voted. I imagine some of the other Councilmembers have received the same complaints.

**Mr. Coyne:**

Mr. President, along those lines, not that there shouldn't be more than one member on the Housing Authority Board who is a resident, but Mrs. Pittrell is a resident, there could be more, but she is a resident.

**Mr. Stone:**

Along that same vein, Ruth Pittrell, last Wednesday there was some statement that she was not being re-appointed, I think that was an error, I think that what they meant was Richardson and not Pittrell, so we straightened the record on that.

**Mrs. Madoff:**

If the reasoning we are taking along the lines of what you suggested, or you heard from some objections, then we should not have anybody working in any of the City or any Authorities who has any relationship to anybody on City Council. Since that isn't the fact, I don't think that she should be responsible for where her cousin or her brother works, I think she should stand on her own merit.

**Mr. Robinson:**

Mr. President, I raised this concern at our last Council session. I felt it was appropriate to be raised, and as you have indicated, it has been raised by people who live in public housing. I think the position that Mr. Washington holds as the general counsel for the Housing Authority's No. 2 man in that organization and the potential for his

sister-in-law to be on the Board is serious enough that we need to consider it. As you know I did ask Mrs. Washington several questions as to whether or not she perceived any kind of conflict and she said no. She felt that her conscience would be her guide in terms of the activities. This is a little different than Mrs. Washington being hired as a scrub woman. We are talking about her being in a policy making position where her brother-in-law is the No. 2 person in the Housing Authority which is one of the biggest in the country, where the tenants themselves have already expressed, I am sure Mr. Coyne knows this, have already expressed some reservations about the administration of that authority, I think that this Council should be very careful and the Administration should be very careful in placing people on that Housing Authority Board, where before they even get there there is some suspicion that something might go on.

Now, I have talked with Mrs. Washington and Mr. Washington concerning this matter. I think that we should be very careful as to what we do, and be very cognizant that this is a matter that definitely needs to come before Council prior to any vote.

**Mr. Stone:**

Mr. President, I am kind of agreeing with you in this aspect, you are making a comment that you got some word on it and Mrs. Carrie Washington has not been given an opportunity to respond to that complaint. If we are going to do it, I think that they ought to hear both sides and do something with it frankly. Maybe we ought to explore this one a little more before we either vote up or down, I therefore move to hold Bill No. 1139 until we get some information.

**Mr. Coyne:**

Mr. President, I don't understand the difficulty, Mrs. Washington was before Council last week, and any member of Council who wanted to ask her any kind of question had that opportunity.

**The Chair:**

Well, she was asked those questions by Bill Robinson.

**Mr. Stone:**

I don't have any objections to her other than Jeep just mentioning here that he got some information from the Housing Authority. If that makes any difference to people here . . .

**Mr. Coyne:**

Information from the Housing Authority?

**The Chair:**

No, residents or tenants who are opposed.

**Mr. Coyne:**

I don't think there is an appointment that comes before this Council where there are not some people opposed to it and some people in favor of it, I think it would really be unfair to this individual to hold up her appointment when she came here to Council and made herself available to us for anything that we wanted to ask her or anything that was pertinent to her appointment.

**Mr. Stone:**

Bill, let me make myself clear, if the remark that Jeep is just offering now doesn't affect anybody here, then fine, I am just trying to be fair because it came in at the last minute . . . whether that does or does not affect her, if it does, I think we ought to give her an opportunity to be heard again, if not then I think we ought to approve it. This is not either for or against on her.

**The Chair:**

Well, I share the concern of Mr. Robinson in regards to a sensitive vote where say the Housing Authority advocates a certain thing, including Mr. Washington, and incidentally, I want it

put on the record that both of these gentlemen, Lenn Washington and Dave Washington are very close personal friends of mine, I have known them since they were kids. Their dad was a good friend of my dad's and we go back a long, long way. So it is nothing personal other than if a vital decision is to be made, I think Mrs. Lenn Washington is in a very embarrasing position, whichever way she goes it is going to be embarrasing to her.

**Mr. Coyne:**

Do you mean in her duties as a member of the Authority Board?

**The Chair:**

Yes.

**Mr. Coyne:**

Well, she expressed those, I thought, pretty clearly when she was here last week. She indicated that she would be impartial and if she found that there was any conflict that would come up, she would certainly abstain from any vote.

**The Chair:**

I know about your sentiments and the other members of Council, and it is allright with me.

**Mr. Robinson:**

Let me just say this, Mr. President, in as much as I was the one who raised this issue initially . . . I think for not only the protection for the people who live in public housing, but for the protection of Council and more so for the protection of Mrs. Washington . . . this issue should not be taken lightly and we should not confuse it with her qualifications. If Mrs. Washington feels comfortable in serving on the Board of the Housing Authority, knowing full well that her brother-in-law is the legal counsel, I will be the first one to vote for her, but I want the record to reflect the questions that I asked of her last week, and for the very reason that you just mentioned, that people are going to raise it, and I think we need to protect her even if she doesn't want to protect herself.

MR. ROBINSON'S REMARKS FROM WEDNESDAY, JUNE 21, 1978:

**Mr. Stone:**

Housing Authority Board, Carrie Washington.

**Mrs. Washington:**

Carrie W. Washington, 7145 Hermitage Street, Pittsburgh 15208, Homewood-Brushton.

**Mr. Stone:**

You are going to be serving on the Housing Authority Board?

**Mrs. Washington:**

Yes.

**Mr. Stone:**

Tell us what you know.

**Mrs. Washington:**

I come as a layman; I have little experience. I only bring the perspective of Community involvement. I am presently employed as Executive Director of Operation Better Block located in Homewood-Brushton. I can't say I come with any great deal of knowledge, because I don't.

**Mr. Robinson:**

I know Mrs. Washington pretty well. I don't think I would be fair to her or this City Council if I would not acquaint her brother-in-law to you, who is legal counsel for the Housing Authority. I am not attempting to impugn her in-

tegrity, but I think that question needs to be asked, whether or not you perceive that as a conflict of interest and how you plan to deal with that, since your brother-in-law is in, perhaps, the number two position on the Housing Authority?

**Mrs. Washington:**

From my perspective, I look at the position as one that I would have to deal with with a lot of integrity. If I were placed in a decision making role, I would have to deal with that in the same perspective. The position I take, in any situation I am in, I can only indicate the same.

**Mr. Robinson:**

If his name were to come before the Housing Authority for re-appointment, you would vote your conscience?

**Mrs. Washington:**

I would say I would not vote. If I were put in the position in which it is a requirement, I would have to measure the vote and then vote.

**Mr. Robinson:**

You would act in the best interest of the Housing Authority? This wouldn't hurt it?

**Mrs. Washington:**

Certainly not.

**Mrs. Masloff:**

Which "Washington"?

**Mrs. Washington:**

My husband is David Washington, but this is Lee, he is my brother-in-law.

**Mrs. Madoff:**

Isn't there guidelines in the ordinance as to the appointments that say you can live in the city, work in the city, have a business in the city? I believe that should be checked. I have been given to understand that is in the ordinance.

**Mr. Stone:**

I don't think it says that.

**Mr. DePasquale:**

What ordinance are you talking about?

**Mrs. Madoff:**

I understand the guidelines are, they must be appointed by tradesmen, craftsmen, or recommended by master builders. That is one of the rules and they must either live in the city or have a place of business in the city. That's the guideline under which the appointment was made. I think there is a guideline. I think we ought to look at that because that is how the appointment is made within the framework of the guidelines.

**Mr. Stone:**

You read them and how they impress you, you vote that way. There is no problem with that.

Any other question of Carrie Washington?

Thank you, Carrie.

Mr. Stone moved for approval.

Mr. Robinson seconded the motion.

**The Chair:**

Is there any further discussion on the appointment?

And on the question, "Shall the appointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 1140. Resolution appointing William Colbert as a member of the Housing Authority for a term to expire in June, 1983.

Which was read.

Also,

Bill No. 1141. Resolution re-appointing Ruth Pittrell as a member of the Pittsburgh Housing Authority Board for a term to expire in June, 1983.

Which was read.

**Mr. Stone** moved for approval.

**Mr. Robinson** seconded the motion.

**The Chair:**

Is there any discussion on the appointment and re-appointment?

And on the question, "Shall the appointment and re-appointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment and re-appointment were approved.

Also,

Bill No. 1142. Resolution appointing Alma Fox as a member of the Human Relations Commission for a term to expire in June, 1982.

Which was read.

**Mr. Stone** moved for approval.

**Mr. Robinson** seconded the motion.

**The Chair:**

Is there any discussion on the appointment?

And on the question, "Shall the appointment be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the appointment was approved.

Also,

Bill No. 1143. Resolution appointing Vincent O'Brien as a member of the Human Relations Commission for a term to expire in June, 1982.

Which was read.

**Mr. Stone:**

Mr. President, he is from Whitehall and a non-City resident, and for that reason, we bow to someone else, Mr. Lally, do you want to pick that one up?

**Mr. Lally** moved for approval.

**Mrs. Madoff** seconded the motion.

**The Chair:**

Is there any discussion on the appointment?

**Mr. Bulls:**

Mr. President, before I vote, I would like to say that on the 1978 Budget, on the cover of it as I look at it, it says, Pittsburgh's a whole world of people and let's not forget it. That means there are quite a few people in the City of Pittsburgh who are capable of doing a fine job, so in this case I will be voting no.

**The Chair:**

I would like to say that I have great mixed emotions, I explained to one of the Councilmembers earlier . . . I think that the Mayor put Mr. O'Brien in a very embarassing spot on two grounds, one, as a Human Relations Commission member, he would no doubt have to sit in on meetings whether he abstained or otherwise in regards to members of his union who may be in front of the Human Relations Commission for a decision. This is embarassing, the other is that he is not a resident of the City of Pittsburgh, and the Mayor who sat on City Council for so long, knows full well the sentiments of Council or some Councilmembers in regards to non-residents. I in a couple of conservations with him begged him not to send over non-residents for confirmation, he said he wouldn't, and now he comes along and forgets that promise and sends over the name of Mr. Vincent O'Brien. I know Mr. O'Brien, he is a wonderful fellow, he is very qualified and capable and I repeat again, the embarassment to him on that Board, I don't understand why he would even want to accept it, I would have to vote no.

**The Chair:**

Is there any futher discussion on the appointment?

And on the question, "Shall the appointment pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Coyne Mrs. Madoff
Mr. Lally

Ayes 3 Noes 4
(Mr. Bulls, Mrs. Masloff, Mr. Stone, Mr. DePasquale, Pres't)

One abstaining, Mr. Robinson

**Mr. Lally:**

Mr. President, the vote was cast, and I am sorry to see what happened here. Mr. O'Brien represents the largest Union in the State of Pennsylvania. He represents our City employees and his character is unblemished and it is a shame we have to turn a man down like Mr. O'Brien due to the fact that he is not a resident of the City. His employees are working for the City, his office is in the City of Pittsburgh and his reputation, as I said before is unblemished as a labor leader and when we come to times like this it is sad, in the City of Pittsburgh, because of the fact that the man is not a resident.

**The Chair:**

Mr. Lally, you have to be fair about it, as Mr. Bulls pointed out we have other labor leaders in the City of Pittsburgh who reside in the City and are just as qualified and if the Mayor was looking for a labor leader he shouldn't go outside the City.

**Mr. Lally:**

Mr. O'Brien's Union has just been certified to represent the City employees.

**The Chair:**

I don't follow the Mayor's reasoning, I don't know why he would put the man is such a spot, it is definately a conflict of interest, as far as I'm concerned a man on the Board representing City employees, but I won't belabor the point.

And there not being a majority of the votes of Council in the affirmative, the appointment was defeated.

REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 1272. Report of the Committee on Finance for June 21, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1146. A Resolution entitled, "Resolution transferring $14,000.00 from Code Account 42, Council and City Clerk's Office Contingent Fund to Code Account 1838, Recreational Activities, Miscellaneous Services."

Which was read.

Also,

Bill No. 1152. A Resolution entitled, "Resolution transferring the sum of $1,-500.00 from Code Account 1370, Salaries and Wages, Regular and Temporary Employees (1), Department of Housing into Code Account 1371, Miscellaneous Services, Supplies, Repairs and Equipment (2), Department of Housing."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

| Ayes: | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No 1177. A Resolution entitled, "Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of the San Francisco Zoo in the amount of $2,300 (Two Thousand Three Hundred Dollars) in payment for one (1) female Indian Concave-casqued Hornbill, including all shipping charges and delivered to the Conservatory-Aviary, without previous authority of law, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1178. A Resolution entitled, "Resolution transferring money in the Department of Parks and Recreation as follows: $4,000.00 from Code Account 1818 — Wages, Regular and Temporary Employees — to the following: Code Account 1828-1 — Premium Pay."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1187. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed:

| | |
|---|---|
| City of Pittsburgh | 27-1-201496 |
| Warrant Number | P-4994 |
| Dated | October 7, 1976 |
| Amount | $0.38 |
| Payee | City Treasurer |

Which was read.

Also,

Bill No. 1188. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge in the amount of $257.25, reimbursement for court reporting services rendered to the CETA program without previous authority of law."

Which was read.

Also,

Bill No. 1189. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Demetrius Ristich in the sum of $2,760.00 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 1190. A Resolution entitled, "Resolution providing for the issuance of a warrant to Richard S. Lidey in the amount of $2,500.00 in full settlement of lawsuit for bodily harm and property damage, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1191. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of William R. and Violet D. Andrews in the sum of $2,165.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1192. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Bridget Dome in the sum of $715.00 in settlement of claim for damage and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1273. Report of the Committee on Public Works for June 21, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1147. A Resolution entitled, "Resolution providing for a Contract or Contracts for Herron Avenue Bridge Demolition and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1148. A Resolution entitled, "Resolution granting unto Mrs. Reta Davies the privilege and license to encroach upon an Unnamed Way, 3.00 feet in width, located at the rear of 1516 Antrim Street in the Twenty-seventh Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally for Mr. Givens presented

No. 1274. Report of the Committee on

Planning, Housing and Development for June 21, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1154. A Resolution entitled, "Resolution authorizing Site Improvement Contract for the South Oakland-Frazier-Bohem Plan pursuant to the Neighborhood Housing Fund."

Which was read.

Also,

Bill No. 1155. A Resolution entitled, "Resolution amending Resolution No. 953 of 1976, approved November 22, 1976 to increase from $30,000 to $45,000 the amount of money allocated for the construction of a parking lot from the Greater Hazelwood Redevelopment Project allocation from the 1975 Community Development Block Grant Program."

Which was read.

Also,

Bill No. 1156. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to transfer properties in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block and Lot numbers: 23-F-262B, 23-F-265, 23-F-233, 23-E-289, 23-G-305, 23-G-006, 23-F-369, 23-F-382, 23-J-077, 23-E-066 and 23-F-127 from the Neighborhood Housing Fund to the Great House Sale Program."

Which was read.

Also,

Bill No. 1157. A Resolution entitled, "Resolution approving a Form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the winners of the Great House Sale Lottery held on May 25, 1978 or the highest ranking qualified alternate, if said winner fails to qualify, for the sale of Block and Lot Numbers 23-L-184, 23-J-129, 23-J-206 in the Twenty-Second Ward of the City of Pittsburgh and 23-J-73, 23-F-233, 23-F-265, 23-F-262B, 23-E-289, 23-G-006, 23-G-305, 23-F-369, 23-F-382, 23-E-066, 23-F-355, 23-E-253, 23-E-196, 23-F-127, 23-E-240, 23-J-77, 23-E-062, 23-K-027, 23-K-024, 23-G-081, 23-F-307, 23-K-501, 23-E-135, 23-E-200, 23-E-311, 23-E-242 and 23-E-243, in the Twenty-Fifth Ward of the City of Pittsburgh, hereinafter referred to as properties."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Masloff presented

No. 1275. Report of the Committee on Parks and Recreation for June 21, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1151. A Resolution entitled, "Resolution providing for agreements, or use of existing agreements, for personal and professional services and for a contract or contracts, or use of existing contracts with The Paul Younger Center, The Hill House Association, The South Oakland Youth League for implementing the 1978 Summer Recreational Cultural Program and providing for the payment of the costs which shall not exceed $14,000 chargeable to and payable from Code Account 1838, Recreational Activities, Miscellaneous Services."

Which was read.

Also,

Bill No. 1179. A Resolution entitled, "Resolution amending Resolution No. 398 effective April 20, 1978, entitled: 'Providing for a contract or contracts for the construction of a new ballfield on Panorama Street in New Homestead and providing for the payment of the cost thereof, in the Department of Parks and Recreation' by increasing the allocation to $45,200.00."

Which was read.

Also,

Bill No. 1180. A Resolution entitled, "Resolution providing for a contract or contracts for the removal of dead and diseased trees in public rights-of-way and parks and providing for payment of the cost thereof."

Which was read.

Also,

Bill No. 1181. A Resolution entitled, "Resolution providing for a contract or contracts for the color coat surfacing of various tennis courts within the City of Pittsburgh and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1182. A Resolution entitled, "Resolution providing for a contract or contracts for the repair of the Grandview Avenue observation platforms and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1183. A Resolution entitled, "Resolution providing for a contract or contracts for the repair of the roof of the main building at the Pittsburgh Zoo and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally presented**

No. 1276. Report of the Committee on Lands and Buildings for June 21, 1978,

transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1160. Resolution repealing Resolution #247, approved 3/13/78 and reinstating Resolution #380 approved 10/20/75 which authorized the sale of property in the 25th Ward being a vacant lot on 121 Jefferson Street Block 23-F, Lot 170 for the sum of $150.00 to Arthur B. and Gail A. Blackburn.

Which was read.

Also,

Bill No. 1161. Resolution amending Resolution No. 539, approved 5/22/78 authorizing the sale of property in the 5th Ward on McClarren Street, Block 10-K, Lot 346, to Eugene C. and Johnetta W. Webb, his wife, for the sum of $650.00 by deleting date sale acquired from June 26, 1973 to June 26, 1962. All else in Resolution No. 539 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1162. Resolution authorizing the sale of property in the 4th Ward being a vacant lot on Bohem Street between Frazier and Ethel Streets, Block 29-G, Lot 18, to Marie W. Wimer and Phyllis Novak, her granddaughter for the sum of $400.00.

Which was read.

Also,

Bill No. 1163. Resolution authorizing the sale of property in the 5th Ward being 1 tile garage and 9 brick garages in the rear of Bloomer Way, designated as Block 10-F, Lot 121-A to Joseph Harris, Jr. and Roosevelt Stokley for the sum of $4,200.00.

Which was read.

Also,

Bill No. 1164. Resolution authorizing the sale of property in the 12th Ward being vacant lots on Larimer Avenue and Joseph Streets designated as Block 124-K, Lots 76, 78, 78-A and 78-B, for the sum of $2,400.00 to Kaiser Malloy and Cora Lee Malloy, his wife, and Emma J. Malloy.

Which was read.

Also,

Bill No. 1165. Resolution authorizing the sale of property in the 13th Ward, being a lot on Brushton Avenue designated as Block 175-C, Lot 62, to Blue Jay Chrome Products, Incorporated for the sum of $250.00.

Which was read.

Also,

Bill No. 1166. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Fargo Street designated as Block 231-N Lot 296, to Willie J. Hester for the sum of $250.00.

Which was read.

Also,

Bill No. 1167. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Susquehanna Street designated as Block 175-G, Lot 68, to Herrmann Printing and Lithographing Incorporated for the sum of $700.00.

Which was read.

Also,

Bill No. 1168. Resolution authorizing the sale of property in the 23rd Ward being a vacant lot on James Street, des-

ignated as Block 23-H, Lot 161, to Hugo O. Heinrichs and Mary E. Heinrichs, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 1169. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Manton Street designated as Block 14-B, Lot 372, to Lewis J. Nath and Ruth F. Nath, his wife, for the sum of $550.00.

Which was read.

Also,

Bill No. 1170. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on O'Hern Street designated as Block 23-E-46, to Henry W. Ewalt and Mary J. Ewalt, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 1171. Resolution authorizing the sale of property in the 25th Ward being vacant lots on Monterey Street, Block 23-E, lots on Monterey Street, Block 23-E, Lots 271, 272 to Wayne R. Nock and Claudette J. Nock, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 1172. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Watson Boulevard designated as Block 77-B, Lot 204, to Stanley R. Skrzynski and Anna Mae Skrzynski, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 1173. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Glenside Street, Block 162-R, Lot 81, to Ramon and Margaret Mundy, for the sum of $350.00.

Which was read.

Also,

Bill No. 1174. Resolution authorizing the sale of property in the 30th Ward being a vacanct lot on Charles Street designated as Block 14-J, Lot 14, to Carl S. Crawford and Nancy J. Crawford, his wife, for the sum of $1,200.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Stone moved to excuse Mr. Givens for absence from this meeting.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone moved to approve the minutes of Monday, June 12, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Wednesday, July 5, 1978 No. 27



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Wednesday, July 5, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | President |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1277. Resolution transferring $1,350,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, and $750,000.00 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Code Account No. 44, Workmen's Compensation Fund.

Mr. Bulls moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 1278. Resolution authorizing the issuance of a warrant in the amount of $354.65 in favor of Powers and Garrison, 610 Manor Building, Pittsburgh, Pennsylvania, 15219, in payment for emergency transcription done by a stenographic reporter of Trial Board without previous authority of law.

Also

No. 1279. Resolution transferring the sum of $90,000.00 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, to Code Account No. 1461-2, In-Grade, Department of Fire.

Which were severally read and referred to the Committee on Finance.

Mr. Coyne presented

No. 1280. Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of Five Thousand Three Hundred ($5,300.00) Dollars in payment for extra work furnished for the benefit of the City in connection with the reconstruction of Chartiers Creek Bridge No. 1, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

No. 1281. Resolution vacating Tanner Street between Spring Garden Avenue and Welser Way, and Welser Way from Tanner Street to a point 80.00 feet westwardly in the Twenty-Fourth Ward of the City of Pittsburgh, excepting and reserving an easement for the 78-inch sewer line located in Tanner Street and Welser Way.

Also

No. 1282. Resolution amending Resolution No. 44 of 1976, as amended by Resolution No. 290 of 1976, as amended by Resolution No. 446 of 1976, as amended by Resolution No. 820 of 1976, as amended by Resolution No. 219 of 1977, as amended by Resolution No. 461 of 1977, and as amended by Resolution No. 241 of 1978, so as to provide funds in the amount of $159,282.63 to the Department of Public Works to allow said Department to enter into Contract or Contracts for the performance of tenant work required at the Phoenix-Hill Shopping Center for the relocation of the Carnegie Library, Wylie Avenue (Hill) Branch, to that facility and to provide additional funds to this project in an amount not to exceed $16,000.00 from 1977 Community Development Block Grant Trust Funds, Unspecified Local Options.

Also

No. 1283. Resolution further amending Resolution No. 675, effective August 16, 1976, as amended by Resolution No. 747, approved August 16, 1977, entitled, "A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976, providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the project; and providing for the deposit of funds in a bank account", by changing the names of authorized representatives.

Also

No. 1284. Resolution requiring deposits in connection with the loan of racoon or rat cages by the City of Pittsburgh Department of Environmental Services and providing for the disposition of forfeited deposits.

Also

No. 1285. Communication from Louis Gaetano, Deputy Director, Department of Public Works requesting permission for G. Balzer, Traffic Division Engineer to attend Institute of Traffic Engineers Convention, Atlanta, Ga., August 6-9, 1978, and seminar on traffic improvements, August 10, 1978 at a cost not to exceed $725.00 payable from C. A. 1643, Miscellaneous Services, Department of Public Works.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1286. Resolution approving a Conditional Use under Section 2801-1-A-(8) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended for erection of a seven story patient-care extention attached to the existing south wing of the main hospital building for Mercy Hospital of Pittsburgh on property zoned "I-C" Institutional Civic Dis-

trict and bounded by: Locust Street, Marion Street; Boulevard of the Allies and Stevenson Street, except and excluding a parcel of land identified as Lot 144, Block 2-M in the Allegheny County Block and Lot System, 1st Ward.

Also

No. 1287. Resolution approving a Conditional Use under Section 2801-1-A-(14) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for construction of a tree story medical office building on the 20 acre campus of St. Margaret's Memorial Hospital on property zoned "S" Special District having 582.79 feet of frontage on the northerly side of Freeport Road and 1212.95 feet of frontage on the easterly side of Delafield Avenue, 12th Ward.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1288. Resolution amending Resolution No. 59, approved February 14, 1978, which authorized the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh, to lease to Duquesne Light Company, for a term of twenty (20) years at an annual rental of Two Hundred ($200.00) Dollars, certain property on Becks Run Road, designated as Block 31-F, Lot 116 in the 16th Ward, by deleting in Section I the last sentence in the second paragraph "including a provision for cancellation for City and/or public necessity".

Also

No. 1289. Resolution repealing Resolution No. 44, approved 2/15/74, which authorized the sale of property in the 12th Ward on Broadhead Street designated as Block 173-F, Lots 237 and 238 to Walter B. Simms, for the sum of $1,000.00. Hand money in the amount of $100.00 to be forfeited.

Also

No. 1290. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Perry Street between Wylie and Webster Avenues designated as Block 10-K, Lot 112, to Catherine Sizemore, for the sum of $150.00.

Also

No. 1291. Resolution authorizing the sale of property in the 5th Ward located on Ridgeway Street designated as Block 26-J, Lot 221, to Raymond H. Ley and Ann J. Ley, Joint Tenants with Right of Survivorship but not as Tenants in Common for the sum of $500.00.

Also

No. 1292. Resolution authorizing the sale of property in the 5th Ward being a 2 story brick house on 2426 Webster Avenue designated as Block 10-G, Lot 180, to Jesse L. Garrett and Annie Bell Garrett, Joint Tenants with Right of Survivorship, but not as Tenants in Common, for the sum of $1,800.00.

Also

No. 1293. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 729 Clarissa Street designated as Block 26-P, Lot 130, to James LeRoy Walls, for the sum of $500.00.

Also

No. 1294. Resolution authorizing the sale of property in the 13th Ward being vacant lots on Forest Way, Blocks 174-E, Lots 337-A, and 337-B, to Herbert D. Sandidge and Heddie T. Sandidge, for the sum of $200.00.

Also

No. 1295. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Kilbourne and Kinglake Streets, Block 56-D, Lots 242-257-258-260-264-266-265 and Block 89-A-16, to Carmine P. Malanga and Caroline J.

Malanga, his wife, for the sum of $4,-500.00.

Also

No. 1296. Resolution authorizing the sale of property in the 17th Ward being vacant lots on Freybert Street designated as Block 3-L, Lots 56 and 57, to Frank L. Miller and Frank Stolar, Jr. for the sum of $300.00.

Also

No. 1297. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Herschel cor. Jerico, designated as Block 19-G, Lot 11, to James S. Todd, and Sarah J. Todd, his wife, for the sum of $150.00.

Also

No. 1298. Resolution authorizing the sale of property in the 27th Ward being a vacant lot on Davis Avenue, designated as Block 76-B, Lot 210, to Robert Mall and Margaret Mall, his wife, for the sum of $2,000.00.

Also

No. 1299. Resolution authorizing the sale of property in the 28th Ward being vacant lots on Ridenour Street designated as Block 40-F, Lots 120-122-123-124 and 125 to Richard C. Thomas and Maryann Thomas, his wife, for the sum of $750.00.

Also

No. 1300. Resolution authorizing the sale of property in the 31st Ward being vacant land on Revenue and Marilyn Streets, designated as Block 91-D, Lots 128-131-136-143, to Jerry Speer and Sanford Charapp for the sum of $4,500.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mr. Robinson presented

No. 1301. Resolution amending Resolution No. 732, approved June 30, 1978, entitled, "A Resolution providing for an Agreement or Agreements for services in connection with the Minority Contractor Bonding and Assistance Program, and providing for the payment of the cost thereof".

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Robinson moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Mr. Stone presented

No. 1302. Resolution providing for the issuance of a warrant to William Garrow, Administrator of the Estate of Beverly Garrow, deceased, in the amount of $17,500 in full settlement of claim for personal injury, and providing for the payment thereof.

Also

No. 1303. Resolution providing for the issuance of a warrant to Ronald H. Sigafoos, a minor, and Harry L. Sigafoos and Alice Z. Sigafoos, his parents, in the amount of $14,000.00 in full settlement of claim for personal injury and providing for the payment thereof.

Also

No. 1304. Resolution providing for the issuance of a warrant in favor of American International Rent-A-Car, in the amount of $1,875.08 in payment for rental of three (3) automobiles for the Department of City Treasurer from December 21, 1977 to February 25, 1978 furnished for the benefit of the City in

connection with tax investigations, audits, parking meter collection an enforcement, etc., and providing for the payment thereof.

Also

No. 1305. Resolution providing for an Agreement or Agreements with Arthur Young and Company for professional services in connection with the development of a pay and position classification system for City of Pittsburgh personnel.

Also

No. 1306. Communication from John E. McGrady, City Controller, submitting Annual Report for the fiscal year ending December 31, 1977.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1307. Report of the Committee on Finance for June 28, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1203. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,116.00, in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1204. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of The Boswell Oil Company in the amount of Ten Thousand Ninety Four ($10,094.00) Dollars in payment for the purchase of MC-800 Asphalt Cut-back, furnished for the benefit of the City in connection with the Cold Patching Program."

Which was read.

Also,

Bill No. 1205. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Broadway Maintenance Corporation in the amount of Six Thousand Fifty-Nine Dollars and Seventy Cents ($6,059.70) in payment for electrical work furnished for the benefit of the City in connection with the renovation of the intersection of Tenth Street and Fort Duquesne Boulevard and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1226. A Resolution entitled, "Resolution transferring $100,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer to Code Account No. 30, Refunds, All Other Taxes — Business Privilege, Institution and Service Privilege, Parking, Deed Transfer, Earned Income, Personal Property, Amusement, Mercantile, Mercantile License, Occupation, Department of City Treasurer."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1269. A Resolution entitled, "Resolution providing for the issuance of duplicate warrants to replace warrants which have been lost, stolen or inadvertently destroyed."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

**Mr. Coyne presented**

No. 1308. Report of the Committee on Public Works for June 28, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1206. A Resolution entitled, "Resolution providing for a contract or contracts for Ellsworth Avenue Bridge demolition; and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1207. A Resolution entitled, "Resolution providing for an agreement granting to Charles W. Goodwin the right to construct and maintain a building over sewer lines of the City of Pittsburgh on property owned by Charles W. Goodwin in the 7th Ward, City of Pittsburgh."

Which was read.

Also,

Bill No. 1208. A Resolution entitled, "Resolution granting the Port Authority of Allegheny County the license and privilege to construct, maintain and use certain wall structures encroaching on and under a portion of Centre Avenue in the 8th Ward, City of Pittsburgh."

Which was read.

Also,

Bill No. 1209. A Resolution entitled, "Resolution granting the Port Authority of Allegheny County the license and privilege to construct, maintain and use certain wall structures encroaching on and under a portion of Potter Street in the 7th Ward, City of Pittsburgh."

Which was read.

Also,

Bill No. 1210. A Resolution entitled, "Resolution vacating Humber Way from Chauncey Street to a point 168.00 feet westwardly therefrom in the Fifth Ward of the City of Pittsburgh, excepting and reserving an easement for the 15-inch sewer line located therein."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1309. Report of the Committee on Planning, Housing and Development for June 28, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1247. A Resolution entitled, "Resolution providing for a Seventh Supplemental Agreement with Opportuntities Industrialization Center, Inc., for the Model Cities Program Contractor Bonding Project by extending the term of the Agreement to a date not later than September 30, 1978."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Madoff presented

No. 1310. Report of the Committee on Water for June 28, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1223. A Resolution entitled, "Resolution providing for an agreement or agreements with the American Chain and Cable Company, Inc., for professional instructional services in connection with instruction of Department of Water personnel in the maintenance and repair of the supervisory control system within the Purification and Pumping Division; and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 1311. Report of the Committee on Parks and Recreation for June 28, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1224. A Resolution entitled, "Resolution naming and dedicating the crafts room in the South Side Market House Center as the Margaret Young Memorial Room."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 1312. Report of the Committee on Lands and Buildings for June 28, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1212. A Resolution entitled, "Resolution authorizing the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh to execute a Quit Claim Deed wherein its right, title and interest to the following properties jointly owned by the Three Taxing Bodies, be conveyed to the Port Authority of Allegheny County for the "EAST BUSWAY" improvement, contingent upon like action by the County of Allegheny and the School District of Pittsburgh."

Which was read.

Also,

Bill No. 1213. Resolution amending Resolution No. 468, approved 5/5/78, which authorized the sale of property in the 20th Ward on Rue Grande Vue Avenue designated as Block 20-H, Pt. 23, to Richard R. Carr for the sum of $2,800.00 by inserting paragraph after description as shown on resolution.

Which was read.

Also,

Bill No. 1214. Resolution authorizing the sale of property in the 5th Ward being a vacant lot in the rear of Webster Avenue, corner Duff Street designated as Block 10-G, Lot 217 to Lowrane Taylor and Verna Taylor, his wife, for the sum of $1,200.00.

Which was read.

Also,

Bill No. 1215. Resolution authorizing the sale of property in the 12th Ward being a 2 story brick house on 6308 Joseph Street, Block 124-K, Lot 128, to Roosevelt Anderson and Leatha Anderson, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 1216. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Winslow Street corner Lowell Street designated as Block 124-P, Lot 289, to Dolores Stanton for the sum of $150.00.

Which was read.

Also,

Bill No. 1217. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Brushton Avenue Block 174-R, Lot 211, to William and LaRue Frederick for the sum of $750.00.

Which was read.

Also,

Bill No. 1218. Resolution authorizing the sale of property in the 18th Ward being vacant land on Loyal Way, designated as Block 15-H, Lots 67 and 67-A, to Ronald P. Lunardi, for the sum of $150.00.

Which was read.

Also,

Bill No. 1219. Resolution authorizing the sale of property in the 19th Ward, being vacant land on Norwich Avenue designated as Block 97-M, Lots 65 to 77 inc. to Sidney A. Droz and Minnie S. Droz, his wife for the sum of $3,000.00.

Which was read.

Also,

Bill No. 1220. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on the rear of Tonopah, corner Belasco Avenue, Block 35-P, Lot 25, to Samuel A. Bianchi and Theresa H. Bianchi, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 1221. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Perrysville Avenue, corner O'Hern Street Block 23-A, Lot 217 to Henry W. Ewalt and Mary J. Ewalt, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 1222. Resolution authorizing the sale of property in the 28th Ward, being a vacant lot on Shadyhill Road (now Elmdale Road) designated as Block 18-A, Lot 99, to Robert Leon Hurney and Christine M. Hurney, his wife, for the sum of $350.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mrs. Madoff and Mr. Robinson presented**

No. 1313. WHEREAS, on July 8, 1978 the Unemployed Youth of Pittsburgh Organization will sponsor a march and rally beginning at Crawford and Centre Avenue culminating at Point State Park; and

WHEREAS, the purpose of this rally is to encourage action by City and State government to put jobless youth of Pittsburgh to work, affirmative action to overcome effects of job discrimination, and active support by our city, county, state and federal elected officials for passage of the Harrington Youth Employment Act; and

WHEREAS, various representatives of local and national organizations advocating jobs for youth will be present and speak at the rally.

NOW, THEREFORE,

BE IT RESOLVED that the Council of the City of Pittsburgh hereby recognizes and supports the Unemployed Youth of Pittsburgh Organization in their effort to bring about massive national job programs for the youth of America.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**The Chair:**

If I may add, there is no time put on this, it is July 8, 1978, but there is no time. Is it 10:00 A.M.?

**Mr. Robinson:**

The time is 11:30.

**The Chair:**

I am going to exercise the prerogative of the Chair, I believe you are all familiar with the problems of PennDOT and are more specifically in regards to

the I-279 project, more commonly called the East Street Expressway, as you know, there are 104 families in the slope areas and those families you may say with this action, are completely stranded. They have asked me to ask Council if we could send a letter on the Federal Highway Agency Administration asking them to step into the picture, intervene so to speak, and to buy these people out. They are at a stage now where the amounts they were offered were ridiculously low, so therefore they didn't accept them and now with PennDOT bankrupt, they are more or less putting the project aside, the uncertainty is there in regards to fixing those properties or if they are ever going to be able to sell them or if they are going to have to remain there and there will be no highway built . . . they don't seem to know and no one else seems to know. So they are only asking the Federal Highway Agency to intervene and tell them whether there will ever be a highway down there and if there will be one to buy them out and buy them out at a price . . . they are not asking for too much merely a home for a home. This was the problem with PennDOT, they would not give them a home for a home and hopefully the Federal Government will do just that.

It is no one's fault, certainly not the people on East Street or the slopes that this has happened, they are really caught in the middle, so to speak, they are out in limbo you might say . . . so if I may have a motion to allow the Clerk to write the letter to the Federal Highway Agency to do just that I would appreciate it.

Mr. Stone:

Mr. President, if I may, if your resolution is along these lines I think it is okay, but if it goes beyond that I think we ought to be very cautious. If you are asking that we ask the Federal Highway Administrator to become involved in some way to alleviate the problem of those people in East Street, then I can wholeheartedly support that, I think it is right. The other one is a little more involved, I don't think we ought to go any further than that at this time.

The Chair:

Really, it is the uncertainty, they don't know exactly where they stand. They are looking for guidance, someone has to step in, PennDOT is out of the picture and God knows how long they are going to be out of there, and it is really not their fault that they got stuck up on those slopes.

Mr. Stone:

May I suggest some language? That the Clerk be authorized to write to the Federal Highway Administrator asking that he look into the matter of East Street and the displacement and purchase of the homes of those people who are still there.

The Chair:

While we are on that Bob, could the Southwestern Regional Planning Commission help ont in this matter, could they step in?

Mr. Stone:

No, Mr. President, that is the reason I mentioned this. I have had the opportunity to be in Harrisburg and in Washington, D.C. and Denver when I was absent that one day relative to this entire subject . . . we were trying to get 5c additional on the gasoline tax, that was pulled back, we thought maybe the legislature ought to decide how they wanted to raise that amount of money that 5c on a gallon would have raised, namely $200,000-$250,000 which then would have gotten us over $450 Million fom the Federal Government in October, I think it is down to about $18 Million now, it will be close to a $160 Million we will lose by October, 1979.

Regrettably, as it is right now, the legislature seems so disposed to just sit and do nothing until we get a new Adminis'ration. But in the meantime we

are going to lose as I have indicated, something like $16 Million by October of 1978. If we don't soon do something after that we are going to lose more and I am at a loss to understand . . . I have gotton some letters indicating that they appreciate what Southwest Regional Planning has done, what the Greater Pittsburgh Chamber of Commerce has done and it was a combine of all labor, management, capital, everybody trying to blend their forces, but somehow it is just not able to get through . . . they feel it is just hopeless and the issue you are now addressing yourself to, I know that as of last Wednesday they have had a complete re-shuffle. I don't know how long we are going to have to pay, I'll admit that PennDOT has not been in good shape and perhaps needs a good cleaning, but this kind of cleaning doesn't make sense when you get rid of some talent that you have and then hope to re-build, you are not going to be able to build in a year, because who is going to come to you without that seniority . . . they are not paying any additional funds and it is amazing how many talented men they have had in and among the garbage, if I can use that word, and I think regrettably we are losing the good with some of the bad and it is going to be difficult to create a very meaningful and substantial PennDOT even in the next year . . . after the new administration comes in.

**The Chair:**

We have to bear in mind, most of the families, people on the slopes would like to remain, but they have been told all along that eventually there is going to be a highway and naturally if the highway was built, they would more or less be stranded up there, so they couldn't go ahead and do any fixing up and if they did they weren't sure they were going to be compensated for it, so they really were caught in the middle. The logical thing would have been to buy them out and buy them out at a home for home, but that didn't happen.

**Mr. Stone:**

When they gave their origional $15,000.00 supplement it was a good idea, because it was a little bit more and gave them an assist. But the longer they wait and the longer they wait, the escalation is going up so high that the $15,000.00 is no longer of any advantage to them . . . that is the most tragic part of the whole thing. I think today we have no alternative than to move quickly, move fast and get it over with because you cannot hope that tomorrow is going to be better.

**The Chair:**

If you are going on the current market price you are talking about at least $40,000.00 that is the bare minimum for a home and most of them will be about $15,000.00 to $20,000.00 short . . . and then you are talking about elderly people in fixed incomes going for that type of a mortgage and starting all over again . . . they are just a little bit too old, and it is unfair.

**Mrs. Madoff:**

From a legal point of view, are the people by law allowed to sue PennDOT for restitution, or is PennDOT exempt from prosecution.

**Mr. Stone:**

I don't think I can give any legal advice on that issue, but they do have some rights, and I think the regrettable thing right now is that even if there are some monies available they have knocked out the complete right-of-way division. As of last Wednesday they have no one doing right-of-ways.

**The Chair:**

And there is no money available.

**Mr. Stone:**

There is some money available, not for the personnel, but there is some money allocated through the Federal Funds for that project.

**Mrs. Madoff:**

Mr. President, are you suggesting by the support of letters that the Federal Government might come in and intervene and use their funds, is that what you are hoping would happen?

**The Chair:**

Hopefully, but Mr. Stone changed the resolution some just to have them come in and look at the situation, it may be impossible or it may not be quite proper for them to do this, I don't know. As far as buying them out . . . I don't know if they have that power. Certainly I think they could advise these people and give them some help. They are really at a loss, they don't know where to turn.

**Mrs. Madoff:**

I think most of us have been on top of this almost since its inception, and I'm just wondering if this is just another exercise in futility and whether perhaps they need good legal counsel, the people over there, and that's why I asked the question to see what their real alternatives are because I think it's gone beyond the point of pleading and begging and saying we need a home for a home. PennDOT claims they are bankrupt, they are not doing anything and the legislature, I think they are going to have to take some sort of action. That is why I asked the question, I know Mr. Krauss of HEART is representing them, but he is not an attorney, and perhaps the only recourse is now to take some legal action, perhaps if some law firm would take it on a contingeny basis, but I don't know whether it is legal to sue PennDOT or the State. I think that would be the first step.

**The Chair:**

Well, the HEART Organization, Mr. Marty Krauss who is President of it has been very active, they do have legal talent at hand, so they will take whatever action they deem necessary as far as legal action.

**Mrs. Madoff:**

I don't think anyone would object to the letter, I just wonder if it would do any good, I think perhaps we should get a feeling back and then see what else we can do to help.

**The Chair:**

Well, it may not do any good, but it won't hurt.

Mr. Givens seconded the motion.

Which motion prevailed.

**Mr. Robinson:**

I would like to make a request of our City Clerk to contact our City Solicitor to determine if our Human Relations Ordinance is consistent with the Home Rule Charter. I think that there may be some areas in which there is some question and if it is not consistent we need to know what is being done to make sure that Ordinance is consistent with the Home Rule Charter.

**The Chair:**

So ordered, Mr. Robinson.

**Mrs. Madoff:**

A couple of weeks ago I asked that an update be given to City Council from the head of the Water department as to the status the ORSANCO, EPA and CMI report on water under the Safe Drinking Water Act and a date was to be set for EPA to come in and inform City Council because DER has opted not to be involved in the water permits because I have their correspondence which I will have xeroxed for all members of Council. Strictly on economic conception, they just don't have the money, this is a letter from Dr. Goddard which states their position. But we were to have EPA to come in here and meet with City Council. We would then at that point have a result of all the water samples

both the grab samples taken as to what is going into the water and what is actually coming out of the faucets during the time of the unfortunate episode, and also perhaps samples of the normal water we get when everything is functioning.

The date has not been set, Dr. Frank Clack of the Board of Health has asked that it be a public hearing. He feels that he would like to have it as an open hearing for the public as well, I don't know the procedure, whether it would be advertised, and whether that meeting has been set up . . . as you know John Miller is away on vacation this week, he will be back next Monday. I would like that to be set up at the earliest possible moment when he has his answers back from the lab. I think they are supposed to be back this week.

**The Chair:**

Are there any objections to a public hearing?

**Mr. Perry:**

It will probably be August 2nd or 3rd.

**The Chair:**

There being no objections to a public hearing, we will call a public hearing, if you will notify the necessary parties Mr. Clerk.

**Mr. Stone** moved to approve the minutes of Monday, June 19, 1978.

**Mr. Lally** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, July 10, 1978 No. 28

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, July 10, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting as opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 1314. An Ordinance supplementing Section2 and Section 3 of Ordinance No. 335, entitled: "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof", approved October 3, 1922, as amended and supplemented.

Also

No. 1315. Communication from Louis R. Gaetano, Deputy Director, Department of Public Works requesting payment of $433,015.70 to various contractors for the emergeny rental of equipment used in the removal of snow.

Also

No. 1316. Communication from Louis R. Gaetano, Deputy Director, Department of Public Works, requesting interim approval of payment of $1,200.00 for extra work in connection with Chartiers Creek Bridge No. 1, Controller's Contract Nos. 23147 and 23147-F.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1317. An Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended Zoning District Map Sheet No. 16 by changing from "C3", "M2", and "M3" Districts to "CP" District all that certain property bounded by: Shakespeare Street; Vose Way; Penn Avenue; Lot No. 3 in the Revised East End Middle School Plan of Subdivision approved by the Planning Commission June 27, 1978; Aurelia Street;

Melmore Way; the "R4" Mutliple-Family Residence District boundary line located north of Aurelia Street between Melmore Way and Shady Avenue; Shady Avenue; Lot Numbered 233, Block 84-G in the Allegheny County Block and Lot System and Melmore Way, 7th Ward.

Also

No. 1318. An Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended Zoning District Map Sheet No. 16 by changing from "R4", "M2", and "M3" Districts to "RP" District all that certain property bounded by: Penn Avenue; Lots No. 2 and 1 in the Revised East End Middle School Plan of Subdivision approved by the Planning Commission June 27, 1978; Marchand Way; Lot Numbered 72, Block 84-M in the aforesaid system; Aurelia Street; Lots No. 4-A and 4 in the aforesaid Plan of Subdivision, 7th Ward.

Also

No. 1319. Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to Bedford and Crawford Associates for construction of a thirteen story, 191 unit Housing for the Elderly facility on property zoned "RP" Planned Residential Unit Development District bounded by: Crawford Street; Bedford Avenue; Mercer Street and Webster Avenue; and, property zoned "R4" Multiple-Family Residence District having frontage on Gilmore Street and Peach Way, identified as Lots Numbered 117, 119, 123, 124, 129, 130, 131, 132, 133, 144, 145, 146 and 150, Block 9-S in the Allegheny County Block and Lot System, 3rd Ward.

Also

No. 1320. Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof.

Also

No. 1321. Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the implementation of the Industrial Loan Program, and providing for the payment of the cost thereof.

Also

No. 1322. Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Lally presented

No. 1323. Resolution amending Resolution No. 665, which authorized the sale of property in the 29th Ward being a vacant lot on Poplargrove Street designated as Block 60-S, Lot 74, to Paul W. and Marie H. Minch, his wife, for the sum of $450.00.

Also

No. 1324. Resolution amending Resolution No. 715, authorizing the sale of property in the 23rd Ward being vacant land on Vista Street designated as Block 24-E. Lot 178 to Lillian Kroll for the sum of $500.00.

Also

No. 1325. Resolution amending Resolution No. 670, which authorized the sale of property in the 19th Ward, being a vacant lot on Rr. Alverado Street, designated as Block 16-P, Lot 11, to Alexander Harrell and Barbara LaBree Harrell, his wife, for the sum of $350.00.

Also

No. 1326. Resolution amending Resolution No. 657, authorizing the sale of property in the 4th Ward being a vacant lot on Tustin Street, designated as Block 11-K, Lot 219 to Southern Kiddie Rides, for the sum of $500.00.

Also

No. 1327. Resolution amending Resolution No. 669, authorizing the sale of property in the 14th Ward, being a vacant lot on Rr. Love Street, designated as Block 129-G, Lot 103 to Marlene L. Cardiff, for the sum of $900.00.

Also

No. 1328. Resolution amending Resolution No. 668, which authorized the sale of property in the 12th Ward being a lot on Rr. Montezuma Street, designated as Block 173-E, Lot 106, to Hansel and Barbara L. Hilbert, his wife, for the sum of $450.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1329. Resolution providing for the issuance of a warrant in favor of Trumbull Construction Company, P. O. Box 10896, Pittsburgh, PA 15236, in the amount of $1,700.00 in payment for construction of a brick gate valve box furnished for the benefit of the City in connection with the rehabilitation of Herron Avenue, City Controller's Contract No. 22726, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Robinson presented

No. 1330. Resolution transferring the sum of One Hundred Thousand ($100,000.00) Dollars from Code Account No. 1144, Gasoline and Diesel Oil to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment, Department of Supplies.

Which was read and referred to the Committee on Finance.

Also

No. 1331. Resolution providing for the letting of a contract for the furnishing and delivery of Emergency Warning Lights for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 1332. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Haulsters for the Pittsburgh Zoo, Department of Parks and Recreation, and for the payment thereof.

Also

No. 1333. Resolution providing for the letting of a contract for the furnishing and delivery of Monitor Defibrillators for the Department of Emergency Medical Services, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1334. Resolution providing for a Cooperation Agreement with Community Human Services, a non-profit organization for the renovation of a building located at ____ Lawn Street, Pittsburgh, PA 15213 for domiciliary care of the area residents.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill

was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 1335. Resolution providing for an Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with the Comprehensive Employment and Training Act and providing for reimbursement to the City for wages and fringe benefits paid to CETA participants.

Also

No. 1336. Communication from John McAllister, Manager, Information Systems, requesting permission for one Programmer II, Bureau of Information Systems, Mayor's Office, to attend NCR Training Course, B1 Problem Solving Techniques, Mississanga, Ontario, August 28 - September 1, 1978 at a cost not to exceed $470.00, payable from Code Account 1043, Miscellaneous Services, Bureau of Information Systems, Mayor's Office.

Also

No. 1337. Communication from Charles E. Portman, Stadium Authority of the City of Pittsburgh submitting Annual Financial Statement of the Stadium Authority for the fiscal year ending March 31, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 1338. Report of the Committee on Finance for July 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

**Mr. Stone:**

Mr. President, I would like to make a motion for the mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to their consideration by Council after the return of such papers from Committee.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 1264. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Scott Brothers Equipment, R. D. 1, Box 200, Coraopolis, PA 15108, in the amount of $295.62, in payment for the purchase of Street Pads for a Back-Hoe Loader and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |
| Mrs. Madoff | |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1270. A Resolution entitled, "Resolution amending Resolution No. 530, approved May 22, 1978 entitled, 'A Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Programs Diocesan School Board of Pittsburgh, Inc. for the implementation of the City Youth Employment Program and Providing for the payment of the cost thereof.' "

Which was read.

Also,

Bill No. 1277. A Resolution entitled, "Resolution transferring $1,350,000.00 from Code Account No. 1443, Salaries and Wages, Regular and Temporary Employees, Department of Police and $750,000.00 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, to Code Account No. 44, Workmen's Compensation Fund."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1339. Report of the Committee on Public Works for July 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1242. A Resolution entitled, "Resolution amending Resolution No. 498, effective May 17, 1978, entitled 'Resolution providing for a Contract of Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto', by increasing the allocation of funds for PW 78-07 from Two Million ($2,000,000.00) Dollars to Three Million ($3,000,000.00) Dollars."

Which was read.

Also,

Bill No. 1243. A Resolution entitled, "Resolution providing for a Contract or Existing Contracts for 'Street Lighting', PW 77-27, Golden Triangle; replacement of defective light poles and other work incidental thereto; and providing for payment thereof."

Which was read.

Also,

Bill No. 1244. A Resolution entitled, "Resolution providing for a Contract or Existing Contracts for 'Street Lighting', PW 77-26, Miscellaneous streets throughout the City and other work incidental thereto; and providing for payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1340. Report of the Committee on Planning, Housing and Development for July 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1248. A Resolution entitled, "Resolution providing for a Third Supplemental Agreement with Touche Ross & Co., for additional auditing services in connection with the Pittsburgh Model Cities Program and; providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1249. A Resolution entitled, "Resolution amending Resolution No. 594, approved June 2, 1978, and effective June 7, 1978, entitled 'Providing for an Agreement or Agreements with consultant or consultants to assist in the 1978 City Six-Year Development Program and Community Development Block Grant Application citizen participation process and providing for the payment of the cost thereof from 1977 CDBG CP-77-4' by including the following code account title and designation: 1977 CDBG Program Administration, CDPA; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1250. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the U. S. Department of Housing and Urban Development for the close-out of the Pittsburgh Model Cities Program."

Which was read.

Also,

Bill No. 1251. A Resolution entitled, "Resolution providing for an Amendatory Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh amending the Community Development Block Grant Cooperation Agreement of 1977 by providing for the establishment of a contingency fund for contract completion utilizing $34,000.00 previously allocated to the Home Repair Loan Program; and amending Resolution No. 545 of 1977."

Which was read.

Also,

Bill No. 1252. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Crossgates, Inc., and/or a limited partnership to be formed for the sale of Parcel 8 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 34."

Which was read.

Also,

Bill No. 1253. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of

Pittsburgh and Sante Capriotti, Justin Prizio and Herbert G. Sheinberg, as Tenants-in-Common, for the sale of Parcel D-2-1 in the Twelfth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1301. A Resolution entitled, "Resolution amending Resolution No. 732 approved June 30, 1978, entitled, 'A Resolution providing for an Agreement or Agreements for services in connection with the Minority Contractor Bonding and Assistance Program, and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Givens:**

Mr. President, on Bill 1301, there is one point of legal interest here which I wanted our Legal Department to check out and they have done so in regard to Section 2, the amendment to the bill, and they indicated that OIC could in fact be the singular agency if so desired and that was also approved and condoned by the City Planning Department, I just wanted to bring up that information.

**Mr. Stone:**

Would you please say that again?

**Mr. Givens:**

Well, Bob, last Wednesday I had asked the Legal Department to check out whether or not we in Council could designate a particular agency to do a particular job, they had indicated to me that yes, it could be done and the City Planning, it just so happens on this particular case, to be in agreement with Council as far as OIC or other agencies.

**Mr. Stone:**

I just hope that City Planning gets around to telling Steve Reichstein about it.

As of last Wednesday he was not in favor of it . . . I am at a loss to understand what is going on . . . he is the coordinator.

**Mr. Givens:**

Well, when I say City Planning, I mean Steve Reichstein as part of that.

**Mr. Stone:**

Well, he has been talking out of both sides of his mouth for the last month, so maybe that is getting to it. When Mr. Robinson asked him last Wednesday about that specific point in one breath he said they were no good and in the other breath he was saying for a year and a half they were okay. On the other hand he was saying in this case, he thought they ought to be used. and then he was saying he shouldn't put them in there. I am at a loss to understand him, and if he is coordinating, someone had better start coordinating him.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 341. Report of the Committee on Supplies for July 6, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1267. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Litter Cans for the Department of Public Works, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff presented**

No. 1342. Report of the Committee on Parks and Recreation for July 6, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1265. A Resolution entitled, "Resolution providing for an Agreement or Agreements for professional services in connection with the South Side Riverfront Park and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Lally presented**

No. 1343. Report of the Committee on Lands and Buildings for July 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1255. Resolution amending Resolution No. 607, approved 6/2/78 property in the 28th Ward on Keever Avenue to Charles E. and Barbara J. Montgomery for the sum of $400.00 by deleting Nos. 424-425 and inserting in lieu thereof, "Pt. of 424 and all of 425." All else in Resolution No. 607 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1256. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 2940 Orbin Street designated as Block 27-A, Lot 94, to Le Phuoc Sang for the sum of $300.00.

Which was read.

Also,

Bill No. 1257. Resolution authorizing the sale of property in the 5th Ward being a 2½ story brick house on 2116 Centre Avenue designated as Block 10-P, Lot 86, to Le Phuoc Sang for the sum of $700.00.

Which was read.

Also,

Bill No. 1258. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 2709 Webster Avenue, Block 10-D, Lot 167 to Le Phuoc Sang for the sum of $2,000.00.

Which was read.

Also,

Bill No. 1259. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame asbestos shingle house on 9 Wandless Street designated as Block 27-E, Lot 12, to Le Phuoc Sang for the sum of $750.00.

Which was read.

Also,

Bill No. 1260. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Murtland Avenue designated as Block 125-H, Lot 140, to Terry L. Grinage for the sum of $150.00.

Which was read.

Also,

Bill No. 1261. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Oakwood Street designated as Block 174-S, Lot 135 to Myron Randal for the sum of $600.00.

Which was read.

Also,

Bill No. 1262. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Alexis Street designated as Block 54-J, Lots 340-341, to Edward J. and Mary A. Kocan, his wife, for the sum of $650.00.

Which was read.

Also,

Bill No. 1263. Resolution authorizing the sale of property in the 30th Ward being a vacant lot on Wilbur Street designated as Block 33-K, Lot 62, to William B. & Anna May Foster for the sum of $630.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Stone:

Mr. President, if I may, I attended the Southwest Regional Planning meeting, the last one which they had in June, and I had some interesting figures which I think Council might enjoy hearing, or at least maybe not enjoy hearing, I am talking now about the South Hills Light Rail Transit. We received an amendment on financing, but let me just give you some startling figures. Originally, skybus which was its predecessor started off at $60 Million. The final figure for skybus was $100 Million and if we stayed with skybus we would have been riding it today. We switched to the South Hills Light Rail Transit and it became $204 Million and that was by the DeLeu/Catheter Study of 1976. Two years later we received from the Port Authority an amendment. It is now $480 Million a $280 Million increase in two years. If there is ever a time when acting fast because of inflation means so much I think this is indicative of it, it has changed five time higher than the time we actually started the project.

With that bit of information I would like to move to another subject if I may, I think City Council was briefed on a new project just recently and it appeared in our newspapers of general circulation, and while we have not been informed of all of the specifics, and I think it still is somewhat premature as to where it is totally going, we have been assured as well that it will not be a total destruction. I personally believe that the concept and the program does offer a bit of forward movement for the City of Pittsburgh.

I therefore, would move that this City Council endorse in a general sense, the concept of the proposed redevelopment area near the Market Square area, including but not limited to the Pittsburgh Plate Glass High Rise.

Mr. Lally seconded the motion.

Which motion prevailed.

Mrs. Madoff presented

No. 1344. WHEREAS the members of this Council attend meetings with their constituents, information-gathering seminars and lectures, and appointments with members of other branches of government and civil service, all of which often occur in the evening, and there are also occasions when Council sessions and hearings are either scheduled for or run into the evening hours; and

WHEREAS, it is both desirable and necessary for the members of Council to have a private area in which to change clothes and/or freshen up after a full day of work and before the evening meetings and because it is neither a practical not suitable solution for the members of Council to go about the City-County Building or other buildings in town seeking places in which to change clothes and/or freshen up while carrying resolutions, research materials, background information, as well as the change of clothing; and

WHEREAS, the male members of this Council and the male members of Council staff have available to them a private lavatory-rest facility which is not available to the general public and therefore is not subject to ordinary callous disregard of public property and is generally maintained in a relatively clean condition and in which the male members of Council and Council staff may change clothes and/or freshen up before attending evening sessions or meetings; and

WHEREAS, this Council believes strongly in and wishes to comply with the provisions of Title IX of the Civil Rights Act of 1964 and the Congressionally passed though not ratified Equal Rights Amendment and believes firmly in the concept and idea of equal justice and equal treatment for all Americans regardless of sex.

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh authorizes the installment of a private lavatory-rest facility for the exclusive use of the female members of Council and Council staff in order that they might have, as the male members of Council and Council staff do, a private place in which to change clothing, freshen up, and/or make use of the lavatory facilities.

Mrs. Madoff moved for adoption.

Which was read.

Mr. Coyne seconded the motion.

Mr. Lally:

Mr. Chairman, this resolution is not necessary. Under the Capital Improvement Plan there is a provision for new restroom facilities for women on the fifth floor. As soon as space is available, when Parks and Recreation Department moves, the City Clerk has been instructed to study this proposal at that time. I would honestly say that this is a waste of taxpayer's money. It is estimated to be $2,321.00 and that is a rough estimate. We have women who have served this Council from 1957 to the present date and this question has never arisen. This problem is an in-house problem which can be worked out in the future. As there are many more important matters to be considered for the operation of City Government, I would recommend that this resolution be tabled.

The Chair:

Mr. Lally, am I to understand that when Parks and Recreation moves out of their facilities we can then install a washroom in that area?

Mr. Lally:

Yes, Mr. President, I am under the impression in talking to the Director of Parks and Recreation that they possibly will be moving in August or September as soon as their facilities are available, to the left side of the hall going down where they occupy offices now will be available, I talked to the Director of Lands and Buildings, Harold West, and also our City Clerk, Michael Perry and he has also been instructed to study these facilities.

But at the present time to install facilities like they want to install here, like the plans that I have in front of me here presented by the Department of Lands and Buildings, it is a waste of taxpayer's money, and I am not one to sit here and see this money being wasted when there are other matters in the City that this money could be well spent on.

The Chair:

Mr. Lally, this still would be sort of an imposition if we are talking about a washroom on Council grounds, the Parks and Recreation Department seems to be just a bit removed . . . I think this is the problem, the washroom that now exists would be about the same distance from our City Council facilities as the facility you are talking about in Parks and Recreation.

Mr. Lally:

No, Mr. President, from what I was told today by Harold West, the facility would be on the left hand side of the hall going down where their offices are now, Parks and Recreation, would be only out the side door, just through the doorway, across the hallway, these facilities are what they could make available to us.

The Chair:

If I may use the prerogative of the Chair, I think it is very reprehensible that this has turned into a Roman circus. If you recall most members of Council, it has been almost nine months now since the Council Clerk, Mr. Mike Perry was asked to look into the possibility with Lands and Buildings of a washroom for the ladies, it so happens it was before Mrs. Madoff became a Councilwoman. At that time Mike had informed me that they were having difficulty and they did bring up the fact that other offices were going to be vacated across the hall in Parks and Recreation which we could possibly use . . . this is what we were waiting on, and now we have made a complete political football out of it and it is really regrettable that we had to get into the gutter with this thing, but I think for the record we are still looking into the possibility of either on our own facilities or further down the hall when Parks and Recreation moves, or across the hall which is still part of our area. With that, are there any further remarks?

**Mrs. Madoff:**

I think it is important to point out that this issue of the bathroom was not raised as a public issue by myself, it was cause and effect, it was used as an example of pointing out that I am not fiscally responsible when I mentioned that our members should not be going in mass to the Mayor's Convention, and one of the members of Council brought up and said, as he is doing today, $2,300. is not fiscal responsibility. I did not ask for that bathroom at that time for myself, or the other woman member of City Council, I was told when I got here, as you stated Mr. President, that there was to be a bathroom to be built in the Parks and Recreation area. And, as Mr. Stone has mentioned today, if we are going to be concerned about hedging against inflation, if we start studying it again, Lord knows when we are going to get a bathroom built. And I might also point out, for the record, that I am here generally 8 to 12 hours a day, so is my administrative assistant, I think we figured out that she is getting $2.00 and hour for the hours she is putting in, she is willing to do that, and the point is that we need a bathroom because we are here, and if there are members of City Council, whether they are male or female, who are putting in 8 and 12 hours, I would hope that they would want to freshen up before they go out to see their constituents. I am going to another meeting tonight, I have been here since early this morning.

If other members of Council feel they don't need that, that is their business. I also pointed out that I would be delighted to share your facilities, Mr. Lally.

**Mr. Lally:**

We offered you that Councilperson.

**Mrs. Madoff:**

Yes, but it was taken away. It was not my decision to remove it it was Mr. Perry's decision. I would be happy to forego the 59c lock and have a sign that says occupied and unoccupied if Mr. Perry is willing to go along with it.

**Mr. Lally:**

Good, you're a big sport.

**Mrs. Madoff:**

I would also like it cleaned up, it smells like alcostench. We also have a petition that was signed by most of the members of the staff, the people working in City Council, the people that work for Mr. Perry feel that they need the facility . . . they are here eight hours a day, unlike the public that come in off the streets and just use the facility, they are using it to keep the dirty cleaning equipment when they clean our office, you can't even get past the equipment in our bathroom, the other day I saw a mouse in the bathroom which has been reported too, and I didn't want to go public with it, but if you want to talk about it we reported that to rodent control.

**Mr. Lally:**

You did go public.

**Mrs. Madoff:**

Well, right now . . . okay? And I think the issue, as Mr. Bulls really put it, he said if we can find money to pay for it he is willing to vote for it, and the money has already been paid for it, because when I raised the issue of why are we appropriating another $10,000 for water samples, I was able to find out that free samples could be done at ORSANCO and at EPA, two samples that would have gone to CMIR for $1,500 apiece are now presently being done at ORSANCO and EPA, that is $3,000 and $2,300 when you caught me off guard for a bathroom is not excessive, and I think your union puts it in . . .

**Mr. Lally:**

That's right.

**Mrs. Madoff:**

And I think that you are being irresponsible and making a political football out of it because you can't go on trips without justifying it.

**Mr. Lally:**

You are the one who has made a political football out of it, you are the one who got the political coverage out of it.

**Mrs. Madoff:**

You raised the issue, I only responded.

**The Chair:**

Let's restrict your remarks . . . Mrs. Madoff you are out of order . . . and for the record in regards to your 12 and 15 hours a day, in the history of City Council it has never taken a Councilman 8 hours a day to conclude his business . . . Councilman or Councilwoman . . . I am sorry you have to take 15 hours, maybe you are a little slower at catching on.

**Mrs. Madoff:**

Maybe I am doing the things you ought to be doing Mr. President.

**The Chair:**

You are out of order, any further remarks on the resolution?

**Mrs. Madoff:**

I am out of order? When you insult me I am not out of order. Why don't you start doing your job or let me do it for you.

**The Chair:**

Shut up . . . you are the most unmannerly person I have ever met in my life.

**Mrs. Madoff:**

It's about time somebody opened this can of worms.

**The Chair:**

It's about time somebody with sense opened their mouth. Any further remarks on the resolution?

**Mr. Stone:**

Mr. President, if I may, I personally believe that there ought to be a facility for women . . . but if we are going through, and Mike I think is fully aware that I have been chasing him on this idea of some sort of renovation because of the way it is right now. Most of us have our secretaries right inside the room with us and as a result when we visit with someone or someone visits with us we have to ask them to leave

while we can discuss additional business. He indicated to me that there was some work along those lines. If that thing is eminent, then I think we ought to coordinate both efforts together. I don't think it helps to spend money to divide up the quarters we have since they are not really that big as it is. I don't have any objects to anyone using it the way it is right now, and you can have my share of it, but aside from that, I think we ought to coordinate both efforts, Mike, if you are going to do some renovation now, and I understand you have been working on that, then I think we ought to coordinate the effort, but as far as whether or not a women's facility is necessary, I think it is necessary, but I think the question is whether or not you put it in now, today, and even if you did that you wouldn't do it today anyway, because it would take some time for the bidding, or who is going to do it, it is outside, plus I think we have some vacations coming up in August so we may be talking about September anyway. But I would strongly urge Mike, that if the Parks and Recreation are leaving that we see if we can't adjust the facilities before that to get in not only the women's facility, but also proper quarters for the secretaries, hopefully, as I would prefer that we would be able to use part of that hallway as a waiting area, so that that present hallway can be a facility for a secretary.

As for the present resolution, myself, I think it is overkill, I will not support the resolution as it is right now because it does too much. But as far as the lavatory facilities, if that were by itself without the other colorations I might be inclined to support it as I indicated with regard to rehabilitation.

**Mr. Lally:**

Mr. Stone, that is the reason for it. There have been provisions provided here that we will take over Parks and Recreation at that time, that is one of the reasons why I objected to spending this kind of money to put in a temporary facility when they are going to install permanent facilities down the hall.

**The Chair:**

Any further remarks?

**Mrs. Madoff:**

Yes.

**The Chair:**

We heard you Mrs. Madoff. If there are no further remarks on the resolution we will have a roll call vote on the resolution.

**Mrs. Madoff:**

The real reason why is that there is no reason why this resolution cannot pass whether it is in the Parks and Recreation area or whether it is here.

**Mr. Lally:**

Point of order, Mr. Chairman . . .

**The Chair:**

She doesn't understand Jim. You are completely out of order Mrs. Madoff, we are having a vote on your resolution if we may.

**Mrs. Madoff:**

We are amending the resolution Mr. President.

**The Chair:**

Who is amending it?

**Mrs. Madoff:**

I am trying to — if you'd let me sir.

**The Chair:**

Well, somebody had better withdraw the resolution and withdraw the second.

**Mrs. Madoff:**

Since it is my resolution I am allowed to amend it.

**Mr. Coyne:**

We don't have to withdraw it, she is just amending the resolution.

**Mrs. Madoff:**

Thank you, all I am suggesting is that since there is a women's bathroom to go in either the Parks and Recreation area or upstairs, I don't care where it is, as long as we have a facility for the women who work here all day long and want to freshen up and need a place as the men have, I don't care whether it is upstairs, or whether we are fiscally responsible, as I would hope we would be, and build the one downstairs, I think Mr. Stone is absolutely correct, the point of the resolution that I would like voted on today, is that wherever it will be there will be a facility for the women. Can we have a second for that motion?

**The Chair:**

That is exactly what Mr. Lally said a while ago if you were listening.

**Mr. Stone:**

Might I make a suggestion . . . that you withdraw the present resolution that you have and just move that a women's facility be included in the perspective.

**Mrs. Madoff:**

I just did that.

**Mr. Stone:**

No, you said you were amending it.

**The Chair:**

You are now withdrawing your resolution.

**Mrs. Madoff:**

I am amending it to change it whichever way you wish to word it that we just have . . .

**Mr. Lally:**

You have to withdraw the resolution.

**The Chair:**

Withdraw your original resolution and make the other resolution.

**Mrs. Madoff:**

I withdraw the resolution.

**Mr. Coyne:**

I withdraw the second.

**The Chair:**

Now, Would you make your resolution.

**Mrs. Madoff:**

My resolution is that whether the women's bathroom would be located in the Parks and Recreation area, or whether it would be located as part of the present Councilmen's facility or anywhere else that it is accesible, there be a place, built expeditiously so that inflation doesn't raise the cost as Mr. Stone has pointed out, and we have a place for the women to use a bathroom who work here all day . . . also I would like to put a rider to that that the public facility which is right outside the door here be expedited so that we can have one bathroom as soon as possible, could I have a second to that?

Mr. Givens seconded the motion.

**Mr. Lally:**

The resolution was withdrawn, right?

**The Chair:**

Yes, the first resolution was withdrawn.

**Mr. Stone:**

This is an oral resolution.

**Mr. Lally:**

She just wants a women's facility, doesn't care where it is, just for the Councilmembers.

**The Chair:**

It coincides with what you had said Jim.

Is there any further discussion on the resolution?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the resolution passed.

**The Chair:**

I have some rather important business that will just take a moment. Over the past weekend, Mr. Adams the Secretary of Transportation has issued an order that in areas such as I-279 or East Street Valley Expressway that there is a possibility that those areas could be built back up such as they were before . . . this is something I got on some time ago and some people thought I was ridiculous, but he is saying now when they are abandoning highways they have a choice of people coming back in, private homes, churches, schools and what have you and although he doesn't elude specifically East Street, he is talking about East Street and other places of that type in general. So there is a possibility that East Street may be built up back to what it was, with private homes, churches, recreational facilities and schools. I don't see that happening in the very near future, and I don't see the highway coming about. But they are going to have to make some compromise down there because it just looks like they are never going to build that highway and I just thought you would be interested in knowing that there is a possibility and at no cost incidentally to the state of selling that property back to the people to utilize it in a manner in which I stated. That I consider important business, a lot more than a toilet.

**Mr. Stone:**

Mr. President, we don't want to happen here what happened to Frank Lucchino at one time . . . he got some bad information and then later when he found out he wanted to pull it back. That has some economic impact, plus there are some other sections, there is 575 I think, there is the I-275, there are three or four sections that are involved there. We can cause some devastating problems in doing this thing without understanding the overall picture, I just offer that word of caution.

**The Chair:**

Thank you Mr. Stone.

**Mr. Lally** moved to approve the minutes of Monday, June 26, 1978.

**Mr. Givens** seconded the motion.

Which motion prevailed.

And on motion of Mr. Lally

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, July 17, 1978 No. 29

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, July 17, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | Pres't |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 1345. Resolution providing for the issuance of a warrant in favor of J-Jac Construction Corporation, in the amount of One Hundred Thousand Seven Hundred Ninety-Six Dollars and Seventy-Four Cents ($100,796.74) in payment for Extra Work furnished for the benefit of the City in connection with the Reconstruction of Centre Avenue, from North Craig Street to Penn Circle; and providing for the payment thereof.

Also

No. 1346. Resolution providing for the issuance of a warrant in favor of Noralco Corporation, in the amount of One Hundred Ninety Two Thousand ($192,000.00) Dollars, in payment for emergency demolition of the South Aiken Avenue Bridge, furnished for the benefit of the City, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 1347. Resolution vacating Childs Street between Orpwood Street and Wolf Way in the Fourth Ward of the City of Pittsburgh.

Also

No. 1348. Communication from Louis R. Gaetano, Deputy Director, Department of Public Works, requesting interim approval of payment of $1,800.00 for extra work in connection with Chartiers Creek Bridge No. 1 E.D.A. Project No. 01-51-26960, Controller's Contract Nos. 23147 and 23147-F.

Which were read and referred to the Committee on Public Works.

Also

No. 1349. Resolution providing for a Supplemental Agreement with the Port Authority of Allegheny County for the operation of the expanded Reduced Fare/Loop Bus Project in the Oakland section of the City, amending the agreement between the parties dated November 28, 1977, by increasing the amount to an amount not to exceed $46,000, chargeable to and payable from the 1977 Community Development Block Grant Program Trust Fund, Unspecified Local Options (CDULO).

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens presented

No. 1350. Resolution encouraging the creation of the Pittsburgh-Countywide Corporation, a non-profit corporation, for the purpose of fostering the economic development of Pittsburgh and Allegheny County and supporting the application of said Corporation under Title IX of the Public Works and Economic Development Act of 1965, as amended, for funds for the implementation of a broad-based comprehensive economic development program to be carried out in Pittsburgh and Allegheny County.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1351. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from "R2" Two-Family Residence District to "R1" One-Family Residence District all that certain property bounded by: Wellesley Avenue; Heberton Street; Callery Street; Etude Way; a line parallel to Jackson Street and located 125 feet north of Jackson Street extending from Etude Way to Sheridan Avenue; Sheridan Avenue; Lots Numbered 174 and 119, Block 83-D in the Allegheny County Block and Lot System; a line parallel to Sheridan Avenue and located 130 feet west of Sheridan Avenue between Jackson Street and Hampton Street; Hampton Street; and the "R1" One-Family Residence District Boundary line located between Hampton Street and Wellesley Avenue, 11th Ward.

Also

No. 1352. Communication from Daniel A. Pietragallo, Executive Director, Housing Authority of the City of Pittsburgh, submitting 1977 Annual Report.

Also

No. 1353. Communication from Paul Brophy, Director, Department of Housing, requesting permission to attend meetings with HUD officials concerning housing development, Washington, DC, July 19, 1978, at cost not to exceed $120.00, payable from 1978 Community Development Block Grant Trust Fund, Administration, HD-78-13, Department of Housing.

Also

No. 1354. Communication from Paul Brophy, Director, Department of Housing, requesting permission for Department of Housing staff person to travel to Nashville, Tennessee, July 24-25, 1978, to study housing rehabilitation training program at cost not to exceed $210.00, payable from 1978 Community Development Block Grant Trust Fund Administration, HD-78-13, Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1355. Communication from Harold West, Director, Department of Lands and Buildings, requesting interim approval for payment of work performed from time to time in connection with Capital Budget project LB78-4 Central Library - Rehabilitation, Phase I, at cost not to exceed $200,000.00, to be used with LB 76-6 and LB 77-5 as approved by Council Bill No. 547 of 1978.

Also

No. 1356. Resolution granting a License to Duquesne Light Company for the installation of an underground electrical transmission system on City property, 5th Ward, adjacent to Melwood Avenue, Block and Lot 26-G-230.

Also

No. 1357. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Finance Street designated as Block 175-A, Lot 30 to Robert L. Allen and Mary A. Allen, his wife, for the sum of $500.00.

Also

No. 1358. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Alvin Street designated as Block 54-N, Lots 90 and 92, to Keith E. Cavanaugh and Ruth A. Cavanaugh, his wife, for the sum of $775.00.

Also

No. 1359. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Herbert Way, designated as Block 57-G, Lot 149, to Gilbert Cordero and Gilbert Cordero II, Joint Tenants with Right of Survivorship, but not as Tenants in Common for the sum of $150.00.

Also

No. 1360. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Conniston Avenue designated as Block 34-M, Lot 3, to Albert W. Ott and Fred J. Brendel, for the sum of $1,250.00.

Also

No. 1361. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Lillian Street designated as Block 14-K, Lot 1, to Albert W. Ott and Fred J. Brendel for the sum of $1,500.00.

Also

No. 1362. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Saranac Street between Mackinaw and Neeld, Block 62-F, Lot 109 to Wilfrid A. Auen and Helen M. Auen, for the sum of $550.00.

Also

No. 1363. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Faust Street designated as Block 42-J, Lot 40, to Richard Henry and Anna Ziet Lieb, his wife, for the sum of $1,050.00.

Also

No. 1364. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Lakewood Avenue, designated as Block 20-L, Lot 94, to Richard Henry and Anna Zeit Lieb, his wife, for the sum of $600.00.

Also

No. 1365. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Merwyn Avenue designated as Block 21-N, Lot 61, to Glenn D. Irwin and Erma J. Irwin, his wife, for the sum of $350.00.

Also

No. 1366. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Janewood Way, designated as Block 19-C, Lot 133 and 139 to Richard Dix for the sum of $450.00.

Also

No. 1367. Resolution authorizing the sale of property in the 25th Ward being 2 vacant lots on Armandale Street designated as Block 23-E, Lots 181, 182, to Willie J. and Anna T. Murchison, his wife, for the sum of $1,000.00.

Also

No. 1368. Resolution authorizing the sale of property in the 27th Ward being vacant land on Flora and Tulia Streets designated as 115-A-245, 247, 115-B-324-335 incl. to Michael W. and Betty J. Menzock, his wife, for the sum of $900.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 1369. Resolution authorizing the issuance of a warrant in favor of Koenig Incorporated in the amount of $208.00 for work performed at Phillips Park Pool and Bathhouse, furnished for the benefit of the City without previous authority of law and providing for payment thereof.

Also

No. 1370. Resolution authorizing issuance of a warrant in favor of Harry Dunn Company in the amount of $3,086.00 in payment for work performed at East Hills Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1371. Resolution authorizing issuance of a warrant in favor of Ransom Construction Company in the amount of $33,069.20 in payment for work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for payment thereof.

Also

No. 1372. Resolution authorizing issuance of a warrant in favor of W. G. Tomko & Son, Inc. in the amount of $11,106.69 in payment for work performed at Phillips Park Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1373. Resolution authorizing the issuance of a warrant in favor of O'Donoghue Construction Company in the amount of $6,910.00 in payment for work performed at Schenley Park Athletic Shelter, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1374. Resolution authorizing the issuance of a warrant in favor of Tedesco Landscape Contracting Company in the amount of $27,200.00 in payment for work performed at Leslie Park, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1375. Resolution authorizing the Mayor to issue, and the City Controller to countersign, a warrant in favor of Michael R. Gentile in the amount of $10,112.60, in payment for work furnished for the benefit of the City in connection with construction of new bituminous tennis courts and other related recreational facilities, without previous authority of law; and providing for the payment thereof.

Also

No. 1376. Resolution amending Resolution No. 965 effective December 10, 1976, entitled: "providing for a contract or contracts for the renovation of the West Penn Recreation Center in the Department of Parks and Recreation at a cost not to exceed $6,000" by decreasing the authorization to $4,500.00.

Also

No. 1377. Resolution amending Resolution No. 980 effective December 23, 1976, entitled: "providing for a contract or contacts or the use of existing contracts for the renovation of the Homewood Senior Citizen Center, 7321 Frankstown Avenue, 13th Ward, at a cost not to exceed $88,000.00 in the Department of Parks and Recreation" by decreasing the authorization to $87,477.60.

Also

No. 1378. Resolution amending Resolution No. 416, effective May 16, 1977 entitled: "Amending Resolution No. 869, effective November 19, 1976, which reads: 'Providing for a cooperation agreement with the Housing Authority of the City of Pittsburgh for the renovation of Building 4 — Northview Heights — and providing for the payment thereof by increasing the authorization from $10,000 to $14,000' by decreasing the authorization to $13,927.75.

Also

No. 1379. Resolution amending Resolution 681 effective September 1, 1976, entitled: "Amending Ordinance No. 391 approved July 21, 1975 entitled: 'An Ordinance providing for the letting of a contract or contracts for the design and reconstruction of the Highland Park Swimming Pool, 11th Ward, in the Department of Parks and Recreation and providing for the payment of the cost thereof by increasing the authorization from $300,000 to $380,000' by decreasing the authorization to $378,152.

Also

No. 1380. Communication from Louise R. Brown, Director of the Department of Paks and Recreation requesting interim approval of payment of $9,509.00 for extra work in connection with the construction of Banksville Swimming Pool, Controller's Contract No. 23217-F.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1381. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission, requesting interim approval of payment of proctors and test administrators in connection with Civil Service Commission Fire Fighter examination, July 22, 1978, at aggregate cost not to exceed $12,000.00 payable from Code Account 1100, Miscellaneous Services, Department of Personnel and Civil Service Commission.

Also

No. 1382. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, Senior Planner, Department of Personnel and Civil Service Commission, to attend competitive grant application process training session, Baltimore, Maryland, August 1-3, 1978 at a cost not to exceed $250.00 payable from CETA Trust Fund, Federal Funds.

Also

No. 1383. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission, requesting permission for Maureen Morrissey, Senior Planner, Department of Personnel and Civil Service Commission, to attend Employment and Training Home Rehabilitation Project Conference, Nashville, Tennessee, July 25, 1978, at cost not to exceed $200.00 payable from CETA Trust Fund, Federal Funds.

Also

No. 1384. Communication from Mead J. Mulvihill, City Solicitor, submitting summarizes settlements of claims not exceeding $500.00 for the Second Quarter of 1978.

Which were severally read and referred to the Committee on Finance.

**Mr. DePasquale presented**

No. 1385. Petition from residents of Second Avenue/Flowers Avenue area requesting a public hearing before City Council concerning construction of a parking lot at the corner of Second Avenue and Flowers Avenue.

Also

No. 1386. Communication from Michael Perry, City Clerk, submitting a petition from residents in the 5th Community Advisory Board District, a petition requesting establishment of a community advisory board in said district and ruling in favor of the validity of the petition.

Which were read and referred to the Committee on Planning, Housing and Development.

REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 1387. Report of the Committee on Finance for July 12, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

No. 520. An Ordinance entitled, "An Ordinance providing for a Comprehensive Merit Based Personnel System for the City of Pittsburgh." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1278. A Resolution entitled, "Resolution authorizing the issuance of a warrant in the amount of $354.65 in favor of Powers and Garrison, 610 Manor Building, Pittsburgh, Pennsylvania, 15219, in payment for emergency transcription done by a stenographic reporter of Trial Board without previous authority."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1279. A Resolution entitled, "Resolution transferring the sum of $90,-000.00 from Code Account No. 1461, Salaries and Wages, Regular and Temporary Employees, to Code Account No. 1461-2, In-Grade, Department of Fire."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1280. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of Five Thousand Three Hundred ($5,300.00) Dollars, in payment for extra work furnished for the benefit of the City in connection with the reconstruction of Chartiers Creek Bridge No. 1, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1302. A Resolution entitled, "Resolution providing for the issuance of a warrant to William Garrow, Administrator of the estate of Beverly Garrow, deceased, in the amount of $17,500 in full settlement of claim for personal injury, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1303. A Resolution entitled, "Resolution providing for the issuance of a warrant to Ronald H. Sigafoos, a minor, and Harry L. Sigafoos and Alice Z. Sigafoos, his parents, in the amount of $14,000.00 in full settlement of claim for personal injury, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1304. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of American International Rent-A-Car, in the amount of $1,875.08 in payment for rental of three (3) automobiles for the Department of City Treasurer from December 21, 1977 to February 25, 1978, furnished for the benefit of the City in connection with tax investigations, audits, parking meter collection and enforcement, etc., and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1305. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Arthur Young and Company for professional services in connection with the development of a pay and position classification system for City of Pittsburgh personnel."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 1388. Report of the Committee on Public Works for July 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1281. A Resolution entitled, "Resolution vacating Tanner Street between Spring Garden Avenue and Welser Way, and Welser Way from Tanner Street to a point 80.00 feet westwardly in the Twenty-Fourth Ward of the City of Pittsburgh, excepting and reserving an easement for the 78-inch sewer line located in Tanner Street and Welser Way."

Which was read.

Also,

Bill No. 1282. A Resolution entitled, "Resolution amending Resolution No. 44 of 1976, as amended by Resolution No. 290 of 1976, as amended by Resolution No. 446 of 1976, as amended by Resolution No. 820 of 1976, as amended by Resolution No. 219 of 1977, as amended by Resolution No. 461 of 1977, and as amended by Resolution No. 241 of 1978, so as to provide funds in the amount of $159,282.63 to the Depatment of Public Works to allow said Department to enter into Contract or Contracts for the performance of tenant work required at the Phoenix-Hill Shopping Center for the relocation of the Carnegie Library, Wylie Avenue (Hill) Branch, to that facility and to provide additional funds to this project in an amount not to exceed $16,000.00 from 1977 Community Development Block Grant Trust Funds, Unspecified Local Options."

Which was read.

Also,

Bill No. 1283. A Resolution entitled, "Resolution further amending Resolution No. 675, effective August 16, 1976, as amended by Resolution No. 747, ap-

proved August 16, 1977, entitled 'A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976, providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the project; and providing for the deposit of funds in a bank account', by changing the names of authorized representatives."

Which was read.

Also,

Bill No. 1284. A Resolution entitled, "Resolution requiring deposits in connection with the loan of raccoon or cat cages by the City of Pittsburgh Department of Environmental Services and providing for the disposition of forfeited deposits."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1389. Report of the Committee on Planning, Housing and Development for July 12, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 703. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 11 by changing from "M3" Light Industrial District and "M4" Heavy Industrial District to "R2" Two-Family Residence District and "C3" Commercial District certain property located in the Lawrenceville community, 9th Ward." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Mr. President, I would like to make a motion to amend Bill No. 703, in Paragraph A, by inserting Plum Way; Lots Numbered 71 and 70, Block 80K in the aforesaid system; Hatfield Street; Lot Numbered 164, Block 80-K in the aforesaid system; Blackberry Way; Forty-Seventh Street.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

Mr. Givens:

Again, this brings in those additional residential communities that have not been brought in.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 758. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for authority to construct a two story building to be used as an Institutional Facility for Light of Life Rescue Mission on property zoned "R4" Multiple-Family Residence District and bounded by: East North Avenue; Boyle Street; McBrier Way and Loraine Street, 22nd Ward."

Which was read.

Also,

Bill No. 1153. A Resolution entitled, "Resolution further amending Resolution No. 1267, approved December 22, 1977, as amended by Resolution No. 483, approved May 5, entitled: 'Providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Program so as to reallocate funds for the Department of Housing.' "

Which was read.

Also,

Bill No. 1286. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(8) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for erection of a seven story patient-care extension attached to the existing south wing of the main hospital building for Mercy Hospital of Pittsburgh on property zoned "I-C" Institutional-Civic District and bounded by: Locust Street; Marion Street; Boulevard of the Allies and Stevenson Street, except and excluding a parcel of land identified as Lot No. 144, Block 2-M in the Allegheny County Block and Lot System, 1st Ward."

Which was read.

Also,

Bill No. 1334. A Resolution entitled, "Resolution providing for a Cooperation Agreement with Community Human Services, a non-profit organization for the renovation of a building located at _____ Lawn Street, Pittsburgh, PA 15213 for domiciliary care of the area residents."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1390. Report of the Committee on Lands and Buildings for July 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1288. A Resolution entitled, "Resolution amending Resolution No. 59, approved February 14, 1978, which authorized the Mayor and the Director of the Department of Lands and Buildings on behalf of the City of Pittsburgh, to lease to Duquesne Light Company, for a term of twenty (20) years at an annual rental of Two Hundred ($200.00) Dollars, certain property on Becks Run Road, designated as Block 31-F, Lot 116 in the 16th Ward, by deleting in Section I the last sentence in the second paragraph 'including a provision for cancellation for City and/or public necessity'."

Which was read.

Also,

Bill No. 1289. Resolution repealing Resolution No. 44, approved 2/15/74, which authorized the sale of property in the 12th Ward on Broadhead Street, designated as Block 173-F, Lots 237 and 238 to Walter B. Sims, for the sum of $1,000.00. Hand money in the amount of $100.00 to be forfeited.

Which was read.

Also,

Bill No. 1290. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Perry Street between Wylie and Webster Avenues designated as Block 10-K, Lot 112, to Catherine Sizemore, for the sum of $150.00.

Which was read.

Also,

Bill No. 1291. Resolution authorizing the sale of property in the 5th Ward located on Ridgeway Street designated as Block 26-J, Lot 221, to Raymond H. Ley and Ann J. Ley, Joint Tenants with Right of Survivorship but not as Tenants in Common for the sum of $500.00.

Which was read.

Also,

Bill No. 1292. Resolution authorizing the sale of property in the 5th Ward being a 2 story brick house on 2426 Webster Avenue designated as Block 10-G, Lot 180 to Jesse L. Garrett and Annie Bell Garrett, Joint Tenants with Right of Survivorship, but not as Tenants in Common, for the sum of $1,800.00.

Which was read.

Also,

Bill No. 1293. Resolution authorizing the sale of property in the 5th Ward being a 2 story frame house on 729 Clarissa Street designated as Block 26-P, Lot 130 to James LeRoy Walls, for the sum of $500.00.

Which was read.

Also,

Bill No. 1294. Resolution authorizing the sale of property in the 13th Ward

being vacant lots on Forest Way, Block 174-E, Lots 337-A and 337-B, to Herbert D. Sandidge and Heddie T. Sandidge for the sum of $200.00.

Which was read.

Also,

Bill No. 1295. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Kilbourne and Kinglake Streets, Block 56-D, Lots 242-257-258-260-264-266-265 and Block 89-A-16, to Carmine P. Malanga and Caroline J. Malanga, his wife, for the sum of $4,500.00.

Which was read.

Also,

Bill No. 1296. Resolution authorizing the sale of property in the 17th Ward being vacant lots on Freybert Street designated as Block 3-L, Lots 56 and 57, to Frank L. Miller and Frank Stolar, Jr. for the sum of $300.00.

Which was read.

Also,

Bill No. 1297. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Herschel corner Jerico, designated as Block 19-G, Lot 11, to James S. Todd, and Sarah J. Todd, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1298. Resolution authorizing the sale of property in the 27th Ward being a vacant lot on Davis Avenue designated as Block 76-B, Lot 210, to Robert Mall and Margaret Mall, his wife, for the sum of $2,000.00.

Which was read.

Also,

Bill No. 1299. Resolution authorizing the sale of property in the 28th Ward being vacant lots on Ridenour Street designated as Block 40-F lots 120-122-123-124 and 125, to Richard C. Thomas and Maryann Thomas, his wife, for the sum of $750.00.

Which was read.

Also,

Bill No. 1300. Resolution authorizing the sale of property in the 31st Ward, being vacant land on Revenue and Marylin Streets, designated as Block 91-D, Lots 128, 131, 136, 143 to Jerry Speer and Sanford Charapp for the sum of $4,500.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mrs. Madoff and Mr. Givens presented**

Bill No. 1391. WHEREAS, Americans of

various races, religions, and political persuasions share a profound belief that mankind, through natual instincts, seeks freedom of thought and deed, and that in this blessed land of America, we believe in freedom as essential in asserting the supremacy of Human Rights; and

WHEREAS, Jewish human rights activists Anotoly Shcharansky and Alexander Ginzberg were tried and convicted in the Soviet Union on charges of treason and espionage, such charges causing shock and dismay among the free peoples of the world; and

WHEREAS, the tenor and severity of the charges against the two defendants indicates they may not have received a fair and equitable trial in an air of suspicion and hostile attitudes toward Jews living in the Soviet Union; and

WHEREAS, President Carter, indignant concerning the obvious renunciation of the men's civil and human rights, personally has denied that Mr. Shcharansky ever worked for the Central Intelligence Agency, one of the allegations against him; and

WHEREAS, American officials have warned the Soviet that the nature of the trials of both Mr. Shcharansky and Mr. Ginzberg and any harsh sentences against them could seriously damage American-Soviet relations;

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh on behalf of the freedom loving citizens of the City of Pittsburgh does hereby join with the Pittsburgh Conference on Soviet Jewry in condemning this display of anti-Semitism on behalf of the Soviet Union;

AND, BE IT FURTHER RESOLVED that we urge President Carter and American officials to remind leaders of the Soviet Union of their commitment to extending Human Rights to all their citizens, and to urge the USSR to dissolve these unreasonable charges and release these men from custody so they may rejoin their families and pursue their rights to freedom of thought and expression.

Which was read.

**Mrs. Madoff:**

I move for approval.

**Mr. Coyne:**

I second the motion.

Which motion prevailed.

**Mr. Givens:**

I received correspondence with reference to Bill No. 138, the non-solicitation area that was being re-established by our Human Relations Council, and I would like for all the Council Members to receive this letter also. Not this Wednesday but a week from Wednesday, if we could bring this up for discussion.

**Mr. Stone:**

Mr. President if I may, I am in possession of an invoice from the Department of Environmental Services relative to the rental of a motor vehicle by the City of Pittsburgh wherein there is a $100 deductible which is being processed as if it were a reduction rather than as a claim through our Law Department.

I would like to have someone from the Northview Leasing Company, plus the Director of the Department of Environmental Services appear here with the City Solicitor on Wednesday so we can correct this kind of thing because I don't think it should be done that way.

The second matter that I would like to address myself to: Some of you may have read in the newspaper that the U. S. is willing to fix the Sewickley span and the U. S. Transportation Secretary, Brock Adams, had a tour of the area and had indicated that the Federal Govern-

ment was prepared to supply and come up with matching funds. The problem is — will the Commonwealth of Pennsylvania provide its matching local share? And, in view of that, until we get those funds, as I have indicated earlier it is possible to lose somewhere between $16 and $18 million by the end of October of 1978 and somewhere between $180 million by October of 1979.

I think we cannot ill-afford to take a chance and I would therefore move that a letter be sent from this Council to the leaders of the Senate and the legislators of the Commonwealth of Pennsylvania encouraging them to take whatever steps are necessary to raise the local state matching funds so that we don't lose the matching federal funds, which are roughly between 70 and 90 percent of the monies and namely $450 million. I would therefore move that we do that.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

**The Chair:**

Thank you.

**Mrs. Madoff:**

Mr. Chairman, point of order. I would like some guidance. This morning at the Mayor's meeting I threw out a possibility of a feasibility study on a toll for people coming into the city — not city residents but non-city residents. For instance, a 10 cent toll going across the Liberty Bridge might bring in revenue to pay for bridge repairs and such.

I had heard one of the representatives from the news media ask where the money was going to come from and as Mr. Stone has pointed out, we don't have any money but yet there are so many bridges out of operation.

I also pointed out this morning that in the city of Boston that they have one main artery that separates into branches but coming into the city it blends into one — every car has to go through the toll booth — and then it separates again. Now, how would I pursue this? I realize that I can talk to you about this afterward, but I just wanted to throw it out on the table. If Mr. Stone can comment on it — where would we start to generate a feasibility study in looking into this?

**Mr. Stone:**

First of all, Mr. Gaetano had stated that he did not know where the money was going to come from. He was accurate. I think he investigated the dilemma of local municipalities that don't have matching funds, but that the state must come up with these matching funds and that is the reason that the Southwestern Regional Planning Commission, in cooperation with the Greater Pittsburgh Chamber of Commerce, is attempting to see that the state would raise the funds. One suggested way was a five-cent increase in a gallon of gas and the other way was telling them how they should raise the money and it came out to a figure that is necessary, roughly $250 million. The one suggestion that was ruled out was the matter of tolls — No. 1, it goes back into administrative costs and it doesn't give you the kind of return that you need. I would say "bite the bullet". We have to do something about the state doing something to match the money. If you can't raise it to ten or fifteen percent, where in heavens are you going to get 95? I don't know how we can do it, because the state has to save its money before we lose it. The latest talk is giving a percentage of 70 to 30, or 75 to 25, but we still can't afford it.

**Mrs. Madoff:**

I think what you said makes sense, but why did they rule out tolls? They have operated them in Boston for years and the change is computed on the machines automatically. I think they have one lane for people who don't have the exact change and it works°

Mr. Stone:

The installation of additional lanes, the installation of conditional equipment, there are traffic factors and I don't know if we have the surplus on our streets and main arteries as they do and I would think it would create a bigger burden than alleviate the problem.

I think there should be a five-cent increase in the price of gas for those people who can't get around to the Sewickley Bridge because they have to travel some 20 miles which would roughly take 25 to 30 minutes to get around it.

I think they might have one that is a little bit closer from our own Fifth Avenue offices — if you look out the window you can see 50,000 cars on the Liberty Bridge each day and it is very well eminent that it is probably headed for closing. We have very little money right now and to rehabilitate it, would cost something like $25 million and to replace it, something like $50 million. When you look at that and take the escalation costs into consideration, it is getting higher and higher every year.

If we take for a moment that the Liberty Bridge will be closing for repairs, then they would have to come down the hill, Arlington Avenue and come across the Smithfield Street Bridge, which is already in bad condition.

The Chair:

Well, the state hasn't put out the performance in regards to raising the funds when we were talking about bridge repairs. Just the other day we had a problem with the Sewickley Bridge, which is in danger of collapsing and the legislators are doing nothing about it, either to remove them or perhaps replace them.

Mrs. Madoff, your action has to be taken to the state legislature and I would suggest that you do that if you feel it is in order.

Mr. Stone:

That has been the practice when we had this kind of meeting before, that we might in some way present a preamble page.

One of the things we did was discuss the matter of tolls, because it would really create a burden than added relief. Secondly, you have to pretty much leave it to the legislators of the Commonwealth of Pennsylvania. You can't tell them how to raise the funds. How can you say I am not going to raise 10 to get 90 percent? It doesn't make sense.

Mrs. Madoff:

I agree with everything you said, but I think you should see what they have done in Boston. It has created no problem and if we do run into a problem, maybe we can discourage some of the automobiles from coming into town because the city is the heartbeat of the county and if we can't absorb all of the cost, maybe we absolutely have to look at the tolls as a possible way. If it works in Boston it should work here.

Mr. Stone:

That battle is not between the City and County, nor the City of Pittsburgh. There are six other municipalities in this and we all are in the same boat together. The money is already appropriated and the state has to get its percentage which is anywhere from 70 to 90 and they are ready to go. All have been subcontracted out and if there are enough of the contractors to handle it, that is the only way out for us.

Mrs. Madoff:

What would you do for maintenance?

Mr. Stone:

There is $100 million in the group for maintenance.

**Mr. Givens:**

I would like to add my notes and that is the fact to discourage by resolution the need for our state legislators to enact the higher tax on gasoline.

As you know, the President of the United States indicated that he is going to leave the fuel like it is or reduce it on foreign fuel.

If you go to Europe and across the nation, you will find that you are paying upward of $1 for a gallon of gasoline, which is also five to six cents above the price three months ago.

I don't think that price will ever come back down again and we are talking about additional money in state tax for the maintenance of our roads.

**The Chair:**

I think it would be presumptuous on our part to say that we don't need the money. I think we should pass a resolution for bridge repair and how they do it should be our concern.

**Mr. Givens:**

Maybe we should work on an alternative route to get up the hill by-passing the heavy truck, because it is very difficult here in this tough traffic area that we have.

**Mr. Stone** moved that the minutes of Wednesday, July 5, 1978, be approved.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, July 24, 1978 No 30



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, July 24, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1392. Resolution providing for the issuance of a warrant in favor of Police Officer Peter Kust and Wymard & Wymard, 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof.

Also

No. 1393. Resolution providing for the issuance of a Warrant in favor of Detective William Parker and Bryan Campbell, Esquire, 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof.

Also

No. 1394. Resolution providing for the issuance of a warrant in favor of Detective Thomas Woods and Bryan Campbell, Esquire, 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof.

Also

No. 1395. Resolution transferring the sum of $80,000.00 from Code Account No. 1423, Equipment, Emergency Medical Services, as follows, $40,000.00 to Code Account 1422, Supplies, Emergency Medical Services, $40,000.00 to the Emergency Medical Services Communications Project Trust Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 1396. Resolution providing for a filing of an application by the City of Pittsburgh, in conjunction with the County of Allegheny, with the Pennsylvania Department of Justice, Governor's Justice Commission, for a grant in connection with the City-County Identification and Information System Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the City-County Identification and Information System Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 1397. Resolution providing for an agreement or agreements with the County of Allegheny for intergovernmental cooperation in the establishment and operation of a City-County Identification and Information System.

Also

No. 1398. Communication from Glenn M. Cannon, Director of Emergency Medical Service requesting permission for Director Cannon and Chief Supervisor Ceroni, to accompany Dr. Ronald Stewar', Medical Director, to First World Conference to Pre-Hospital Care, September 18-20, 1978, Anaheim, California, at cost not to exceed $900.00 per person payable from Code Account 1421 — EMS, Miscellaneous Services.

Also

No. 1399. Communication from Glenn M. Cannon, Director of Emergency Medical Service requesting amendment to Council Bill No. 2825 of 1977 to change reference to Code Account 1031 — EMS Miscellaneous Services, Mayor's Office, to Code Account No. 1421, Miscellaneous Services, Department of Emergency Medical Services.

Which were severally read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 1400. Resolution authorizing the Director of the Department of Public Works to issue a permit to Concept Realty Enterprises, Incorporated, to grade and sewer a portion of a unimproved Unnamed Way located on the southerly line of said Plan of Subdivision from Cadet Avenue to Linial Street.

Which was read and referred to the Committee on Public Works.

Mr. Coyne moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Bulls seconded the motion.

Which motion prevailed.

Also

No. 1401. Resolution vacating an Unnamed Way, 12 feet in width, from Ennis Street to the westerly line of Lot No. 238 as laid out in the Walsh and Wilbert Plan of Lots as recorded in Allegheny County Plan Book Volume 4, Page 324, in the Nineteenth Ward of the City of Pittsburgh.

Also

No. 1402. Resolution granting unto the Dillon Office Furniture Company, its successors and assigns, the privilege and license to construct, maintain and use, at its own cost and expense, footers extending into Liberty Avenue for its proposed warehouse to be constructed at 1739 Liberty Avenue in the Second Ward of the City of Pittsburgh.

Also

No. 1403. Resolution granting unto

Prudential Realty Company, owner of property at 700 Fifth Avenue in the Second Ward of the City of Pittsburgh, its successors and assigns, the privilege and license to construct, maintain and use, at its own cost and expense a circular planter in the sidewalk area of the intersection of Fifth Avenue and Diamond Street.

Also

No. 1404. Communication from Louis R. Gaetano, Deputy Director, Department of Public Works, requesting payment of $70.00 registration fee in connection with attendance by Elaine Sadowski, Department of Public Works, at Solar Heating and Cooling Workshop, Carnegie-Mellon University, June 24-30, 1978, payable from Code Account 1610, Miscellaneous Services, Department of Public Works.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1405. Resolution providing for an Agreement or Agreements with the Department of City Planning for field survey and mapping in connection with Sanborn Map Company, Inc., and providing for the payment of the cost thereof.

Also

No. 1406. Resolution providing for a Fifth Supplemental Agreement with Opportunities Industrialization Center, Inc., for the Model Cities Program Contractor Bonding Project by decreasing the amount provided therefor to $1,093,537, and by extending the term of the Agreement through September 30, 1978; and repealing Resolution No. 598 of 1977, Resolution No. 1235 of 1977 and Resolution No. 778 of 1978.

Also

No. 1407. Communication from Paul C. Brophy, Director of Housing, requesting permission for two Housing Department staff members to attend 1978 Urban and Regional Information Systems Association Conference, August 6-10, 1978, Washington, DC, at a cost not to exceed $650.00 payable from 1978 Community Development Block Grant Trust Fund, Administration HD 78-13, Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1408. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $70,658.31, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Also

No. 1409. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $34,925.61, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Givens seconded the motion.

Which motion prevailed.

Also

No. 1410. Resolution authorizing issuance of a warrant in the amount of $830.00 in favor of B & L Construction Co., Inc. 2140 Beechwood Boulevard, Pittsburgh, PA 15217, in payment of contract for the demolition and removal of 2½ story brick dwelling located at 509 Jacksonia Street, 25th Ward, without previous authority of law, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1411. Resolution amending Resolution No. 364, approved April 12, 1978, entitled: "A Resolution providing for an Agreement or Agreements from time to time with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof", by increasing the maximum authorized amount from $5,000.00 to $12,000.00.

Also

No. 1412. Resolution providing for an Architectural Agreement or Agreements and a Contract or Contracts in connection with the Renovation of Toilet Facilities, Homewood Branch, Carnegie Library, and providing for the payment thereof.

Also

No. 1413. Resolution providing for services from time to time, with various Consultants including, but not limited to Mechanical Construction, Electrical and Geo-Technical, by letter bid, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof.

Also

No. 1414. Resolution granting a License to Duquesne Light Company for the installation of three anchors on City Property in the 32nd and 29th Wards.

Also

No. 1415. Resolution repealing Resolution No. 819, approved 8/17/77 which authorized the sale in the 5th Ward on 710 Watt Lane, Block 10-C, Lot 16, to Eugene & Bernice Poke for the sum of $300.00. Purchaser has failed to comply with agreement of sale therefore hand money in the amount of $100.00 is to be forfeited.

Also

No. 1416. Resolution authorizing the sale of property in the 1st Ward on Tustin Street being a vacant lot, designated as Block 2-M, Lot 228, to Mack Ventures, Inc. for the sum of $700.00.

Also

No. 1417. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Monroe Street between Orion & Finland designated as Block 26-K, Lot 101, to Parris D. White for the sum of $250.00.

Also

No. 1418. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Vincennes Way between Granite & Herron Avenue designated as Block 27-A, Lot 12, to Theodore Palmer and Pauline Y. Palmer, his wife, for the sum of $400.00.

Also

No. 1419. Resolution authorizing the sale of property in the 10th Ward being a vacant lot in the rear of Duncan Street corner of McCandless Avenue designated as Block 80-D, Lot 392, to Richard J. Domencic and M. Valarie Domencic, his wife, for the sum of $1,500.00.

Also

No. 1420. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Sylvania Street designated as Block 15-M, Lot 148, to Anne M. Jackscn, for the sum of $250.00.

Also

No. 1421. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Sweetbriar Street designated as Block 5-C, Lots 216 and 196, to Anthony Kowalecki and Theresa C. Kowalecki, his wife, for the sum of $825.00.

Also

No. 1422. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on George Street designated as Block 20-G, Lot 5, to Theodore T. Patterson and Betty Jane Patterson, his wife, for the sum of $150.00.

Also

No. 1423. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Pine Rue Avenue (now Rue Grand Vue) designated as Block 20-M, Lot 226, to James P. Murphy for the sum of $150.00.

Also

No. 1424. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Merwyn Avenue designated as Block 21-N, Lot 160, to Joseph H. Butler for the sum of $150.00.

Also

No. 1425. Resolution authorizing the sale of property in the 25th Ward being a vacant lot in the rear of Sprain Street designated as Block 6-S, Lot 317 to Carl Francis and Dolores C. Francis, his wife, for the sum of $150.00.

Also

No. 1426. Resolution authorizing the sale of property in the 27th Ward being a vacant lot on Wadlow Street, Block 76-N, Lot 261, to Helen E., Norbert F. and Thomas R. Bradley, Joint Tenants with rights of survivorship, but not as tenants in common for the sum of $300.00.

Also

No. 1427. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on the rear of Ringgold Street, Block 20-N, Lot 122, to Walter C. and Anna Graham. his wife, for the sum of $250.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 1428. Resolution providing for the transfer of $5,000 from Code Account No. 1830, Salaries and Wages, Regular Employees, to Code Account 1842, Equipment.

Which was read and referred to the Committee on Finance.

Mr. Robinson presented

No. 1429. Resolution providing for an Agreement with the Lemington Home for the Aged, Inc., for planning, development, and renovations of a new facility for the care of the aged senior citizens and elderly citizens with health related problems.

Which was read and referred to the Committee on Planning, Housing and Development.

Also

No. 1430. Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of Fumehoods, for the Department of Water, and for the payment thereof.

Also

No. 1431. Resolution providing for the letting of a contract for the furnishing and delivery of a Loader, for the Department of Police, and for the payment thereof.

Also

No. 1432. Resolution providing for the letting of a contract for the furnishing and delivery of Air Masks, less trade-ins, for the Department of Fire, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1433. Resolution providing for the issuance of a warrant in favor of Radio Station WAMO in the amount of $1,-800.00 for spot announcements to implement Affirmative Action Recruitment Campaign for Fire Fighter candidates, furnished for the benefit of the City, without previous authority of law.

Also

No. 1434. Resolution providing for the issuance of a warrant in favor of Borland Printing Incorporated in the amount of $713.00 in payment for the printing of recruiting posters rendered in connection with the Civil Service Commission's Pittsburgh Fire Fighter recruiting campaign, furnished for the benefit of the City without previous authority of law.

Also

No. 1435. Resolution transferring the sum of $10,000.00 within code accounts of the Department of Law.

Also

No. 1436. Resolution transferring the sum of $100,000.00 from Code Account No. 41, Refunds — Real Estate Tax, to Code Account 46, Judgments.

Also

No. 1437. Resolution transferring $188,-000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer to Code Account No. 49, Reserve Fund — Sewage Service Charges — Allegheny County Sanitary Authority, Department of City Treasurer.

Also

No. 1438. Resolution providing for earned vacation pay for the former Deputy City Solicitor for the year 1978.

Also

No. 1439. Resolution providing for a Supplemental Agreement with Psychological Service of Pittsburgh to increase the authorized amount from $10,000.00 to $20,000.00 for professional services in connection with the research, preparation, evaluation, administration and validation of Civil Service entrance and promotional examinations.

Also

No. 1440. Resolution providing for a Supplemental Agreement with Central Medical Health Services to increase the authorized amount from $75,000.00 to $125,000.00 for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's Medical Program for Police Officer candidates, Fire-fighter candidates and other candidates for employment and promotion.

Also

No. 1441. Resolution providing for an Agreement or Agreements for stenographic reporting services in connection with public hearing or hearings and providing for the payment of the cost thereof.

Also

No. 1442. Communication from Melanie J. Smith, Director, Department of Personnel and Civil Service Commission, requesting permission for Heladia Nardi, Senior Planner, Department of Personnel and Civil Service Commission, to attend training session on EEO and Affirmative Action Plans, August 29-31, 1978, Philadelphia, PA at a cost not to exceed $125.00 payable from CETA Trust Fund.

Also

No. 1443. Communication from Melanie J. Smith, Director, Department of Personnel and Civil Service Commission, requesting permission for two staff members of Department of Personnel and Civil Service Commission to attend conference on Fundamentals of CETA Financial Management, August 8-9, 1978, Philadelphia, PA at cost not to exceed $250.00, payable from CETA Trust Fund.

Also

No. 1444. Communication from Melanie J. Smith, Director, Department of Personnel and Civil Service Commission, requesting permission for Deborah Ritunnano, Administrative I Trainee, to attend training Symposium on Creative Youth Programs, July 27-28, 1978, Philadelphia, PA at a cost not to exceed $125.00 payable from CETA Trust Fund.

Also

No. 1445. Communication from David L. Donahue, City Treasurer, submitting report of deposits and market value of collateral security pledged Depositories to secure same as of June 30, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1446. Report of the Committee on Finance for July 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1329. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Trumbull Construction Company, P. O. Box 10896, Pittsburgh, PA 15236, in the amount of $1,700.00 in payment for construction of a brick gate valve box furnished for the benefit of the City in connection with the rehabilitation of Herron Avenue, City Controller's Contract No. 22726, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1330. A Resolution entitled, "Resolution transferring the sum of One Hundred Thousand ($100,000.00) Dollars from Code Account No. 1144, Gasoline and Diesel Oil to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment, Department of Supplies."

Which was read.

Also,

Bill No. 1335. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Urban Redevelopment Authority of the City of Pittsburgh in connection with the Comprehensive Employment and Training Act and providing for reimbursement to the City for wages and fringe benefits paid to CETA participants."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1447. Report of the Committee on Planning, Housing and Development for July 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 809. An Ordinance entitled, "An Ordinance amending and supplementing the Zoning Ordinance, Ordinance No. 192, approved May 10, 1958, as amended, by defining and providing regulations for Amusement Arcades, Massage Establishments, Model Studios and Sexual Encounter or Meditation Centers in certain "C" Districts."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed passed finally.

Also,

Bill No. 1319. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance No. 192, approved May 10, 1958, as amended, to Bedford and Crawford Associates for construction of a thirteen story, 191 unit Housing for the Elderly facility on property zoned "RP" Planned Residential Unit Development District bounded by: Crawford Street; Bedford Avenue; Mercer Street and Webster Avenue; and, property zoned "R4" Multiple-Family Residence District having frontage on Gilmore Street and Peach Way, identified as Lots Numbered 117, 119, 123, 124, 129, 130, 131, 132, 133,

144, 145, 146, and 150, Block 9-S in the Allegheny County Block and Lot System, 3rd Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

There was some discussion by the people living in this particular area here on Mercer Street who were concerned. This building at one time was supposed to be escalated on the principle that it wouldn't be blocking houses or the view of these residential people in the downtown area, so they made the building in this position, they turned it arount . . . I felt that satisfied these people.

**Mr. Stone:**

Mr. President, if I may, the reason I was trying to get a clarification on this particular bill was, there is a sad need for this kind of housing in the hill . . . I think it is in the right area, the Hill District, it is near where it should be and I don't think we should have any more delay on this particular housing venture.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed passed finally.

Also,

Bill No. 1320. A Resolution entitled, "Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1321. A Resolution entitled, "Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the implementation of the Industrial Loan Program, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1322. A Resolution entitled, "Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1350. A Resolution entitled, "Resolution encouraging the creation of the Pittsburgh-Countywide Corporation, a non-profit corporation for the purpose of fostering the economic development of Pittsburgh and Allegheny County and supporting the application of said Corporation under Title IX of the Public Works and Economic Development Act of 1965, as amended, for funds for the implementation of a broad-based comprehensive economic development program to be carried out in Pittsburgh and Allegheny County."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Mr. President, on Bill No. 1350, setting up the Council for the PCC for the Pittsburgh and County Development Corporation to be a non-profit corporation, we had discussed on Wednesday, as you may recall, to submit, if we amend this, to indicate that the Mayor's appointee be that of a City Councilman of the City of Pittsburgh.

**Mr. Robinson** seconded the motion.

**Mr. Stone:**

Bill Coyne asked for, I don't know if he has gotten back, a legal opinion on this.

**Mr. Coyne:**

No, I haven't received any memo from the Law Department indicating one way or the other whether we have the legal ability to do it or not.

**The Chair:**

Well, why don't we wait until we get the memo.

**Mrs. Madoff:**

I asked the Mayor's representative, Jim Kelly, whether he would speak to the Mayor and get an answer back to us, that was on Friday about 4:00. I think I would like to not vote on this, postpone it until we get an answer, I think it is terribly important that somebody from City Council sit on that committee.

**Mr. Givens:**

Mr. President, we are standing on some $3 Million right here. The money is there, and if we hold this up . . . we expedited this bill through as rapidly as possible and with the Administration working on it up to the very last minute. We have until the end of the fiscal year for it, I think the amendment is such that if it is unappropriate or illegal then the Solicitor can so strike it out. I would like with that in mind for the amendment to be voted on either up or down and then if the Solicitor comes back in and says it is not legal . . .

**Mr. Stone:**

Maybe I ought to explain my opposition to the motion at this time. First of all, Mr. Coyne asked for a legal opinion as to whether or not you could have a Councilman represented on it . . . my main objection is along these lines. I

think with the way this thing is worked out on a cooperative arrangement, you have the two heads of the jurisdiction, mainly the County and the City, they are each picking someone who is comparable in their level, then they go down to the Planning Director as I see it, and in that light there is some logic as to why they are setting it off this particular way . . . the last one which is to be the odd numbered individual is going to be picked by both groups as they are equal all the way through. Having gone through something like this before relative to the Carnegie Library and Institute, and as well on Southwest Regional Planning, I know how strongly the County has been relative to any so-called balance of power. They have fear even where there is no fear. The regrettable thing, however, was the fact that for me, the Economic Development Department under Mr. DeLuca, I think has shown an obvious heads-up start with this arrangement. I don't think we ought to get into any problems with this one, and as far as I am personally concerned, let it move so that we don't have any problems with it. We need the money, and it is evident from the comments I made last week when we started with mass transit at $60 Million, we are up to $480 Million, and it is increasing by a million a month, if that doesn't give you any glaring facts about hesitation creating problems, I don't know what else will and as far as I am concerned, as long as DeLuca is heading it I think we ought to go headfast, real quick, let's get on with it. I wouldn't want to hold it back at all.

**The Chair:**

My only problem is that if it is an interpretation of the Home Rule Charter, and the Mayor's Office seems willing, finally to carry out the Home Rule Charter, why we cannot get some word from them that they will appoint a member of Council to that Board. I couldn't possibly vote for the resolution unless we have that assurance. I think Mr. Givens' motion is very much in order.

**Mr. Givens:**

I think there is enoguh of reasoning from the fellow Councilmembers to hold this for one week and to have a legal opinion on it by this coming Wednesday so that we can properly debate it and pass it next week. For the expedition I am trying to get this bill to the EDA and have the County Commissioners vote on it and in that light I would like to have it move as rapidly as possible.

**The Chair:**

What about your motion that is on the floor?

**Mr. Givens:**

I withdraw the motion.

**Mr. Robinson:**

I withdraw the second.

Mr. Givens moved to recommit Bill No. 1350 for consideration from the Law Department to get a legal opinion.

Mr. Coyne seconded the motion.

Which motion prevailed.

**Mr. Robinson:**

Mr. President, point of order, we have already voted on Mr. Givens' original motion . . . it was my understanding that there was a lack of clarification as to whether it passed or failed.

**The Chair:**

No, there wasn't any and no, it wasn't a clear cut aye and no and I asked for a roll call vote, at that point there was further discussion and Mr. Givens withdrew the motion and you withdrew the second.

**Mr. Robinson:**

When are we going to have the roll call vote, or is that out of order?

**The Chair:**

What is the sense of a roll call vote if the man withdrew his motion?

**Mr. Robinson:**

That is what I am asking, are we going to have a roll call vote?

**The Chair:**

No, we had no roll call vote, I called for a roll call vote and there was further discussion.

**The Chair:**

Is there any further discussion on the bill?

**Mrs. Madoff:**

Mr. President . . .

**The Chair:**

Mr. Givens has the floor.

**Mrs. Madoff:**

Mr. President, if I may, you said sir, "Is there any discussion?" I raised my hand for discussion . . .

**The Chair:**

Mr. Givens is under discussion on Bill No. 1319.

**Mrs. Madoff:**

But I was still on the last bill.

**The Chair:**

You are on the last bill?

**Mrs. Madoff:**

You asked if there was any discussion, I said yes and you went to Mr. Givens never giving me a chance to make my point.

**The Chair:**

What is your point, I didn't see your hand.

**Mrs. Madoff:**

I would like to suggest that the last appointee that would be chosen by the County or the Mayor's Office collectively be a member of City Council. Would that be acceptable of this board that we ask for that?

**Mr. Stone:**

I think you don't listen well . . . I had made it very clear that the County is never going to agree to giving City Council a vote which offsets the even balance of the two votes. Being consistent, and that is what they have been all along, they didn't permit that extra vote on the Carnegie Institute, they didn't permit the extra vote on the Southwest Regional Planning when I got a motion through for four extra votes for the City, they opposed it. The only county in the southwest region that opposed it was Allegheny County which would have given Allegheny County then eight votes . . . they were opposed to it. They are not going to go for that last vote being someone from the City of Pittsburgh unless they agreed to that individually.

**The Chair:**

You are saying the County has to agree to our vote?

**Mr. Stone:**

No, they are doing two sides even, and they want, just like the Stadium Authority and the Public Auditorium to be able, they, those members to pick that breaking Chairman, I think the last vote. I think that one is quite ob-

vious, I don't think you ought to fight that one.

**The Chair:**

This bill has been recommitted to the Committee on Planning, Housing and Development.

Mr. Robinson presented

No. 1448. Report of the Committee on Supplies for July 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1268. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Emergency Medical Equipment (Cot, Stretcher, Chair, etc.) for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

Also,

Bill No. 1331. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Emergency Warning Lights for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof."

Which was read.

Also,

Bill No. 1332. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Haulsters for the Pittsburgh Zoo, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 1333. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Monitor-Defibrillators for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |
| Mrs. Madoff | |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1449. Report of the Committee on Lands and Buildings for July 19, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1323. Resolution amending Resolution No. 665, which authorized the sale of property in the 29th Ward

being a vacant lot on Poplargrove Street designated as Block 60-S, Lot 74, to Paul W. and Marie H. Minch, his wife, for the sum of $450.00.

Which was read.

Also,

Bill No. 1324. Resolution amending Resolution No. 715, authorizing the sale of property in the 23rd Ward being vacant land on Vista Street, designated as Block 24-E, Lot 178 to Lillian Kroll, for the sum of $500.00.

Which was read.

Also,

Bill No. 1325. Resolution amending Resolution No. 670, which authorized the sale of property in the 19th Ward, being a vacant lot on Rear Alverado Street designated as Block 16-P, Lot 11, to Alexander Harrell and Barbara LaBree Harrell, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1326. Resolution amending Resolution No. 657 authorizing the sale of property in the 4th Ward being a vacant lot on Tustin Street designated as Block 11-K, Lot 219 to Southern Kiddie Rides, for the sum of $500.00.

Which was read.

Also,

Bill No. 1327. Resolution Amending Resolution No. 669, authorizing the sale of property in the 14th Ward, being a vacant lot on rear Love Street designated as Block 129-G, Lot 103, to Marlene L. Cardiff, for the sum of $900.00.

Which was read.

Also,

Bill No. 1328. Resolution amending Resolution No. 668, which authorized the sale of property in the 12th Ward, being a lot on rear Montezuma Street, designated as Block 173-E, Lot 106, to Hansel and Barbara L. Hilbert, his wife, for the sum of $450.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson** presented

No. 1450. WHEREAS, the New Image Track Club of Pittsburgh, Pennsylvania, and its coaches, has trained and coached young men and women over the past five years; and

WHEREAS, the New Image Track Club, under the guidance of coaches, Elbert Kennedy and Dorel Watley, have gained national and international honors and recognition; and

WHEREAS, the Club's contributions to create positive circumstances and conditions in which the youth of our area can grow and prosper; and

WHEREAS, the environment that the New Image Track Club has created and allowed young, talented tracksters to perform competitively; and

WHEREAS, this environment provided a National Amateur Athletic Union, Girls' Age Group Team Championship, 12 to 13 years, in Miami, Florida on July 8 and July 9, 1978; and

WHEREAS, this accomplishment brings honor to this City and its people, and to the cause of serving our youth

NOW THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh on behalf of the residents of this City do honor and acknowledge the Pittsburgh New Image Track Club, its coaches, sponsors, and supporters.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair:**

I would like to recognize the members of the New Image Track Club who are here today, would their coaches and other friends please stand so we can see you? Please take a bow.

**Mr. Robinson:**

Mr. President, I think it is important to note that some of these young men and women are aspiring to compete in the olympics in Montreal in 1980 and that this particular track club is one in which Mr. Kennedy and Mr. Watley and others have put a lot of time and effort into, as has been expressed in the resolution. I think it goes beyond simply the tribute that we have given to them here today. They are doing a tremendous job in our City to help our youth. They are doing a lot to internationally expose the City of Pittsburgh and expose some of the very good and positive things the young people are doing in this City. They are a credit to us and hopefully the youth of this City and those of us who are not so youthful will be eternally grateful to them.

I have a gold seal resolution for them and if the coaches would come forward, I would be more than happy to give these to them.

**Mr. Robinson** presented gold seal copies of Resolution to coaches.

**The Chair:**

Again, thanks to the members of the club and the coaching staff and other friends that have come here this afternoon.

**The Chair** presented

No. 1451. Communication from Mayor Caliguiri informing Council of the reappointment of Dr. Albert Statti as a member of the Civil Service Commission for a term to expire in January, 1982.

Also,

No. 1452. Communication from Mayor Caliguiri informing Council of the reappointment of Edward English as a member of the Civil Service Commission for a term to expire in January, 1982.

Also,

No. 1453. Communication from Mayor Caliguiri informing Council of the appointment of John Bingler, Jr. as President of the Civil Service Commission for a term to expire in January, 1982.

Also,

No. 1454. Communication from Mayor Caliguiri informing Council of the ap-

pointment of William Russell Robinson as a member of the Public Auditorium Authority for a term to expire in December, 1980.

Which were read.

**The Chair:**

We do not have a vote on these four, all we do is receive and file them. May I have a motion to receive and file these appointments and re-appointments?

**Mr. Stone** moved to receive and file.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

We better send Robinson there Wednesday.

**The Chair:**

And we'll all get free tickets now . . . I want to see the Harlem Globetrotters.

Also,

No. 1455. Communication from Mayor Caliguiri submitting the name of David Lewis as a member of the Art Commission for a term to expire in January, 1982.

Which was read, received and filed.

Also,

No. 1456. Resolution approving the appointment by the Mayor of David Lewis of 4728 Wallingford Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

No. 1457. Communication from Mayor Caliguiri submitting the name of Thomas E. Selek as a member of the Art Commission for a term to expire in January, 1982.

Which was read, received and filed.

Also,

No. 1458. Resolution approving the appointment by the Mayor of Thomas E. Selek of 424 Sulgrave Road as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

No. 1459. Communication from Mayor Caliguiri, submitting the name of Kathy Farino as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read, received and filed.

Also,

No. 1460. Resolution approving the appointment by the Mayor of Kathy Farino of 122 High Park Place as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also,

No. 1461. Communication from Mayor Caliguiri submitting the name of Father Theodore Zabowski as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read, received and filed.

Also,

No. 1462. Resolution approving the appointment by the Mayor of Father Theo-

dore Zabowski of 1700 Harpster Street as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also,

No. 1463. Communication from Mayor Caliguiri submitting the name of George Fitch as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read, received and filed.

Also,

No. 1464. Resolution approving the appointment by the Mayor of George Fitch of 7804 Kelly Street as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

**Mr. Givens** moved that the appointments be held for two weeks.

**Mr. Stone** seconded the motion.

Which motion prevailed.

**Mrs. Madoff:**

Is it possible to get an updated list of all the Boards and Commissions with the vacancies which now exist? We did have one and a lot of them were filled.

**The Chair:**

They had sent those out earlier in the year, you may not have received one.

**Mrs. Manoff:**

Yes, I did get one sir, but some of the vacancies have been filled and I would like one with the present vacancies.

**Mr. Perry:**

I am working on a new list, as soon as it is compiled, it will be distributed to all members of Council.

**Mr. Stone** moved to approve the minutes of Monday, July 10, 1978.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, July 31, 1978 No. 31



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, July 31, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1465. Resolution providing for an Agreement with the Western Pennsylvania Safety Council for the presentation of a Defensive Driving Course in connection with the City Police Recruit Training Program; and providing for the payment of the cost thereof.

Also

No. 1466. Communication from Robert Coll, Superintendent, Department of Police requesting permission for drawdown of anticipated expenses to cover cost for three detectives to attend seminar on "Investigative Hypnosis" Atlanta, GA, September 20-24, 1978 at cost not to exceed $2,157, payable from C. A. 1454, Education and Traveling Expenses, Department of Police, for return of monies advanced from C. A. No. E.T.E.A.

Which were read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 1467. Resolution providing for the issuance of warrants in favor of various Contractors in the aggregate amount of Four Hundred Thirty-Three Thousand Fifteen Dollars and Seventy Cents ($433,015.70) in payment for the emergency rental of equipment furnished for the benefit of the City in connection with snow removal from the City streets, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1468. Resolution providing for the

issuance of a warrant in favor of Dan Construction Company, Incorporated, in the amount of One Thousand One Hundred Twenty-Five ($1,125.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the Repaving of Perrysville Avenue from Federal Street to Federal Street Extension; and providing for the payment thereof.

Also

No. 1469. Resolution amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, entitled "approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional Service Agreements in connection with said Projects; providing for contracts for implementing said Projects, and providing for the payment of the costs thereof", by reallocating funds and creating an additional project for the Department of Public Works.

Also

No. 1470. Resolution further amending Resolution No. 764, approved September 29, 1976, as amended by Resolution No. 905, effective November 19, 1976, which presently reads as follows: "A Resolution providing for a Contract or Contracts for materials, equipment purchases, equipment rentals and asphalt planing for Accelerated Street Resurfacing (PW 76-26) not to exceed Three Hundred Thousand ($300,000.00) Dollars from Bond Fund No. 227-100, General Obligation Bonds of 1973, Series A", by reducing the total cost authorized to Two Hundred Twenty Six Thousand ($226,-000.00) Dollars.

Also

No. 1471. Resolution providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation in connection with the participation by the City in various Federal Aid System Projects for the costs involved including Preliminary Engineering, Right-of-Way Acquisition, and Utility Relocation and providing for the execution of Supplemental Agreements concerning said projects.

Also

No. 1472. Resolution accepting the dedication of propety for public highway purposes for the relocation of Mend Way in the Eighth Ward of the City of Pittsburgh, and opening and naming the same.

Also

No. 1473. Communication from John E. Ruff, Director, Department of Public Works requesting interim approval of payment of $123,729.00 for additional work in connection with Rehabilitation of Centre Avenue, N. Craig Street, to Penn Circle, Controller's Contract No. 21840.

Also

No. 1474. Communication from John E. McGrady, City Controller, submitting Performance Audit on the Department of Environmental Services of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1475. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bedford and Crawford Associates for the sale of Parcels 5, 8, 9 and 10 in the Third Ward of the City of Pittsburgh in a part of Redevelopment Area No. 31.

Also

No. 1476. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bedford

and Crawford Associates for the sale of Block 9R Lot 120 in the Third Ward of the City of Pittsburgh.

Also

No. 1477. Resolution approving the entering into an Agreement by and between Urban Redevelopment Authority of Pittsburgh and Tom Mistick and Sons, Inc., in which Urban Redevelopment Authority of Pittsburgh provides the difference between the market value and the certified development cost for housing to be constucted in the Fourth Ward of the City of Pittsburgh.

Also

No. 1478. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tom Mistic and Sons, Inc., for the sale of Block 29C, Lots 238B and 239 in the Fourth Ward of the City of Pittsburgh.

Also

No. 1479. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Donald A. Bush and Lenora Ivey Bush for the sale of Parcel 219 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1480. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Albertha Graham for the sale of Parcel 175 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1481. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Rosetta H. Randall for the sale of Parcels 173a, 173b and 174a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1482. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lowell T. Williams for the sale of Parcel 36 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Also

No. 1483. Resolution amending Resolution No. 527 approved May 22, 1978, entitled "A Resolution providing for the Mayor and the Director of the Department of City Development to enter into an agreement or agreements with the Urban Redevelopment Authority of Pittsburgh to provide for the engineering and design studies of Herr's Island and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1484. Resolution authorizing issuance of a warrant in the amount of $6,800.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204 in payment for the demolition and removal of Row of 2 story brick dwellings (4) located at 1421-23-25-27 Sedgwick Street, Ward 21, for the benefit of the City, without previous authority of law; and providing for the payment thereof.

Also

No. 1485. Resolution authorizing issuance of a warrant in the amount of $2,800.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204 in payment of contract for the demolition and removal of 3 story brick store and dwelling located at 1747 Fifth

Avenue, Ward 3, without previous authority of law, and providing for the payment thereof.

Also

No. 1486. Resolution authorizing issuance of a warrant in the amount of $9,674.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204, in payment of contract for the demolition and removal of Row of Six — 2½ story Brick Dwellings (Partially Collapsed) located at 1918-20-22-24-26-28 Manhattan Street, Ward 21, without previous authority of law, and providing for the payment thereof.

Also

No. 1487. Resolution transferring the total sum of $160,000.00 from various Capital Projects to the City County Building Weatherization Program, Capital Project No. LB 78-09, Department of Lands and Buildings.

Also

No. 1488. Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1, Premium Pay, Department of Lands and Buildings.

Which were severally read and referred to the Committee on Finance.

Also

No. 1489. Communication from Harold West, Director, Department of Lands and Buildings, requesting interim approval of payment of $1,097.00 for extra work relative to renovations at Carnegie Library, Central Library, Phase I Project, payable from Capital Project LB 78-4 Department of Lands and Buildings.

Also

No. 1490. Resolution authorizing the sale of property in the 4th Ward being a vacant lot on Boehm Street designated as Block 29-G, Lot 5, to Phyllis Novak for the sum of $200.00.

Also

No. 1491. Resolution authorizing the sale of property in the 4th Ward being a 2 story asbestos shingle house #3509 Wakefield Street designated as Block 29-G, Lot 209 to Frank and Mary E. Scruggs, for the sum of $400.00.

Also

No. 1492. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on North Lang Avenue designated as Block 173-N, Lot 123, to Troy L. and Flossie N. Stewart, for the sum of $550.00.

Also

No. 1493. Resolution authorizing the sale of property in the 15th Ward being two lots on Millington Road designated as Block 55-D, Lots 195 and 196, to Simon Eichenmiller and Anna Eichenmiller, his wife, for the sum of $300.00.

Also

No. 1494. Resolution authorizing the sale of property in the 16th Ward being a vacant lot on E. Carson Street, designated as Block 12-L, Lot 254, to Thomas J. Mooney for the sum of $3,000.00.

Also

No. 1495. Resolution authorizing the sale of property in the 16th Ward being 2 — 2 story brick houses on 2830-2832 Larkins Way, designated as Block 12-S, Lot 125-A and 12-S, Lot 125-B, to Keith J. Moss for the sum of $800.00.

Also

No. 1496. Resolution authorizing the sale of property in the 17th Ward being vacant land on Kimbol Street designated as Block 14-H, Pt. Lot 187, 14-H, Lot

193 and 14-H, Lot 204 to St. Michael's Cemetery, Reverend Robert W. Herrmann, Trustee, for the sum of $600.00.

Also

No. 1497. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Frampton Street designated as Block 15-P, Lot 55, to William H. Evans and Theresa O. Evans, his wife, for the sum of $550.00.

Also

No. 1498. Resolution authorizing the sale of property in the 18th Ward being vacant land on Frampton Street designated as Block 15-P, Lots 57, 62, 63 and 65, to William H. Evans and Theresa O. Evans, his wife, for the sum of $1,300.00.

Also

No. 1499. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Estella Street between Michigan and Vandalia designated as Block 15-S, Lot 151, to Albert Evans and Theresa A. Evans, his wife, for the sum of $400.00.

Also

No. 1500. Resolution authorizing the sale of property in the 19th Ward being a vacant lot in the rear of Suburban Avenue, Block 35-H, Lot 220, to Carol Ann Hunter for the sum of $450.00.

Also

No. 1501. Resolution authorizing the sale of property in the 19th Ward on Canton Avenue designated as Block 35-E, Lots 109-110 and 111 to Frank L. Rusin and Anna M. Rusin, his wife, for the sum of $600.00.

Also

No. 1502. Resolution authorizing the sale of property in the 19th Ward being vacant land on Ferncliffff and Fernhill, designated as Block 61-F, Lots 202, 203 and 209, to Edward and Janet Helbig, for the sum of $1,650.00.

Also

No. 1503. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Sacramento Street designated as Block 21-N, Lots 317, 318 and 319 to Thomas C. and Mary E. Spangler, for the sum of $750.00.

Also

No. 1504. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Newcomer Street corner Huxley, designated as Block 41-B, Lot 8 to Richard R. and Doris B. Martin, for the sum of $350.00.

Also

No. 1505. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Merwyn Avenue designated as Block 21-N, Lots 123-124-125 and 126, to Regis J. Conlon and Josephine F. Conlon, his wife, for the sum of $725.00.

Also

No. 1506. Resolution authorizing the sale of property in the 25th Ward being a 2 story frame house on Sprain Street designated as Block 46-S, Lot 319, to Oscar J. and Mildred Fletcher, his wife, for the sum of $750.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1507. Resolution providing for the issuance of a warrant in favor of Dan Construction Company, Inc., 4925 Carlyn Drive, Pittsburgh, PA 15236 in the amount of $575.00 in payment for two 8" cuts and plugs and one 6" cut and plug installed for the benefit of the City in connection with the Perrysville Ave-

nue — Federal Street to Federal Street Extension Project, City Controller's Contract No. 21916, and providing for the payment thereof.

Also

No. 1508. Resolution providing for the issuance of a warrant in favor of Meyers Plumbing & Heating Supply Company, 2127-2135 Fifth Avenue, Pittsburgh, PA 15219 in the amount of $561.85 in payment for curb boxes, curb cocks and self-lighting torches furnished for the benefit of the City in connection with the repair of water service lines and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Mrs. Masloff presented

No. 1509. Resolution authorizing the issuance of a warrant in favor of Casciato Construction Company in the amount of $20,056.90 in payment for work performed at King Estate, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1510. Resolution authorizing issuance of a warrant in favor of Cost Mechanical Contractors in the amount of $4,200.00 in payment for work performed at Frick Park Nature Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1511. Resolution authorizing issuance of a warrant in favor of Feldman Electric in the amount of $85.00 in payment for extra work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1512. Resolution authorizing the issuance of a warrant in favor of Ralph Plumbing and Heating Co., Inc., in the amount of $2,638.45 in payment for work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1513. Resolution further amending Exhibit 1 of Resolution No. 1038 effective January 6, 1977, as amended by Resolution No. 727, effective July 7, 1978, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds" by correcting the amount in PR 77-01, Department of Parks and Recreation.

Also

No. 1514. Resolution supplementing and amending Ordinance No. 106, approved February 27, 1975, entitled, "Providing for the acceptance of the School District of Pittsburgh for a nominal consideration of a deed conveying certain property in the Twenty-fourth Ward at Claim and Hatteras Streets, designated as Block 47-S, Lot 249, for public park purposes; providing for the payment of closing expenses; and providing for the lease of said property by the City of Pittsburgh to Troy Hill Citizens, Inc., for a term of twenty (20) years at a nominal consideration for development as a public park," by the addition of provisions which authorize the City to assist Troy Hill Citizens, Inc., in the development and maintenance of the said park and to amend the lease to effectuate the same.

Also

No. 1515. Resolution amending Ordinance 232 approved May 9, 1975, entitled: "Providing for a contract or con-

tracts for a Tree Planting program at various locations on property of the City of Pittsburgh within the limits of various parks, avenues, streets, courts, ways, etc., and providing for the payment of the cost thereof", by decreasing the allocation to $154,925.

Also

No. 1516. Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new monkey exhibit at the Pittsburgh Zoo and providing for the payment of the cost thereof.

Also

No. 1517. Resolution providing for a contract or contracts or the use of existing contracts for the reconstruction of Cowley Swimming Pool and providing for the payment of the cost thereof.

Also

No. 1518. Resolution providing for a contract or contracts or the use of existing contracts for the construction of a gym and multipurposse addition to the Henry Kaufmann Neighborhood House and providing for the payment of the cost thereof.

Also

No. 1519. Resolution providing for a contract or contracts or the use of existing contracts for the repair of a retaining wall at Granville Playground and providing for the payment of the cost thereof.

Also

No. 1520. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $1,600.00 for extra work in connection with Riverview Park Sewer, Controller's Contract No. 20396-F.

Also

No. 1521. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of payment of $2,200.00 for extra work in connection with Leslie Recreation Center, Controller's Contract No. 22558.

Which were severally read and referred to the Committee on Parks and Recreation.

**Mr. Robinson presented**

No. 1522. Resolution amending Resolution No. 303, approved March 30, 1978, entitled "A Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Police Vans, Sedans and Van Conversions, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof", by increasing the amount to $370,000.00 from $345,000.00.

Also

No. 1523. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Kitchen Equipment, for the Pittsburgh Zoo, Department of Zoological Park Commission, and for the payment thereof.

Also

No. 1524. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, Dump Bodies, One Ton, for the Department of Water, and for the payment thereof.

Also

No. 1525. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Turbine Pumps, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof.

Also

No. 1526. Resolution providing for the letting of a contract for the furnishing and delivery of a Cash Register, for the Pittsburgh Zoo, Department of Zoological Park Commission and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1527. Resolution repealing Resolution No. 391, approved April 3, 1978 providing for the issuance of a warrant in favor of On-Line Systems in the amount of $5,134.15 reimbursement for computer services rendered to the CETA program without previous authority of law.

Also

No. 1528. Resolution authorizing issuance of a warrant in favor of David John and Jonna Lynn Reber in the sum of $850.00 in settlement of claim for damages and providing for payment thereof.

Also

No. 1529. Resolution providing for the issuance of warrants in the aggregate amount of $11,995.25 in favor of persons who provided testing and proctoring services for the benefit of the City in connection with the Civil Service Commission Fire Fighter Physical Performance Examination without previous authority of law and providing for payments thereof.

Also

No. 1530. Resolution authorizing and directing the City Controller to transfer from time to time amounts not to exceed the aggregate sum of $37,000 from the 1978 Community Development Block Grant Unspecified Local Option, Code Account CC-78-01 to CETA-T.2 Trust Fund to pay wages and fringe benefits paid to CETA enrollees assigned to the Department of Housing.

Also

No. 1531. Resolution providing for the transfer of the aggregate sum of $150,000 from the various code accounts listed below to Code Account No. 1099-2, Over authorized Wages and Salaries in the Department of Personnel and Civil Service Commission to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000 per annum.

Also

No. 1532. Resolution transferring $10,000.00 from Code Account No. 1060, Salaries, Regular Employees, Department of City Treasurer to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer.

Also

No. 1533. An Ordinance authorizing the City Treasurer to initiate the transfer of the active and inactive City of Pittsburgh Liquid Fuel Tax Trust Fund from Mellon Bank, N.A. to Equibank, N.A.

Mr. Stone:

Mr. President, if I may, Bill No. 1533 was in line with a letter which all of us have received from the City Treasurer, whereby they are moving a major account to Equibank, Garfield Branch from Mellon Bank, N.A. This is in line with the previous request that there be a branch office in that area. I have no fault with that suggestion since I was one of those who voted for it. But I am somewhat taken back by a newspaper article that appeared last week relative to Equibank's participation in our Housing Program in the Perry Hilltop Area. We ought not to let that pass, and I think that the manager of that bank and its mortgage department ought to be here, not this Wednesday, but a week from Wednesday, to explain the circumstances surrounding the failure to participate in that mortgage.

From the newspaper account, it would appear to me that 20 to 25 years and 25 to 30 years doesn't really make any dif-

ference if we have some faith in the area and I think the Perry Hilltop Area Community has definately indicated a desire to turn the area around and I think that Equibank ought to be doing more than giving us lip service. I am not impressed with the fact that they tell me they have a good record when we are subsidising the difference between 3% and what they are giving it out as. You don't have to be a masterful financier to see that that works itself, but nevertheless, I think for some bit of caution, we ought to hear from them and I would like to have the Manager of the Mortgage Department here, and also someone from Perry North Citizens Council.

**The Chair:**

The Clerk is so ordered, thank you Mr. Stone.

Also

No. 1534. Resolution authorizing an increase in the nonelectoral indebtedness of the City in the amount of $2,403,000 to be represented by notes issued in anticipation of the issuance of General Obligation Bonds is said amount, establishing the useful lives of projects, accepting proposals, fixing the interest rates and maturity dates of notes, stating sources of repayments of the notes, authorizing deposits into the City's Sinking Fund, directing the filing of documentation with the Department of Community Affairs, convenanting that the notes will not become arbitrage bonds, establishing the form of notes, and repealing inconsistent Resolutions and Ordinances.

Also

No. 1535. Resolution of the City of Pittsburgh authorizing the solicitation of proposals for $2,403,000, Principal Amount, General Obligation Bond Anticipation Notes of 1978, Series A, providing for the payment of the expenses of such sale and repealing inconsistent Resolutions.

Also

No. 1536. Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Program or the Director of the Department of Parks and Recreation to enter into an Agreement or Agreements in a form approved by the City Solicitor with Carson Plaza, Inc., for rental of space and operation of a kitchen facility and to further enter into an Agreement with Lutheran Service Society and/or its affiliate, Meals on Wheels, South Side for same to benefit senior citizens, those on low income and the handicapped.

Also

No. 1537. Resolution amending Resolution No. 1305, approved December 30, 1977 entitled Resolution providing for an Agreement or Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Inc., Community Human Services, Point Park College, Friends of Peace, and Hill District Citizens Development Corporation for the implementation of the Comprehensive Employment and Training Act III, Subpart 3 of the Youth Employment and Demonstration Project Act of 1977 (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof.

Also

No. 1538. Resolution amending Section 1 of Resolution No. 40 approved January 30, 1978, entitled "Authorizing and directing the City Controller to transfer from time to time amounts not to exceed the aggregate sum of $611,000 from Code Account No. 1099-2 and an amount not to exceed the aggregate sum of $421,726 from Code Account No. 1420 to CETA-T 2 Trust Fund and CETA-T 6 Trust Fund to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000 per annum", by increasing the aggregate sum to be transferred from Code Account No. 1099-2 from $611,000 to $761,000.

Also

No. 1539. Communication from Melanie

J. Smith, Director, Department of Personnel and Civil Service Commission requesting permission for Josephine Kenney and Maureen Morrissey to attend seminar conducted by U. S. Department of Labor regarding fiscal year 1979 funding of CETA grants, Philadelphia, PA, August 2, 1978, cost not to exceed $250.00 payable from CETA Trust Fund, federal funds.

Which were severally read and referred to the Committee on Finance.

**The Chair presented**

No. 1540. Communication from Frederick N. Engler, Chairman, Allegheny County Sanitary Authority, submitting 1977 Annual Report of the Allegheny County Sanitary Authority.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

**The Chair presented**

Bill No. 1541

City of Pittsburgh
Richard S. Caliguiri, Mayor

July 28, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania

Dear President and Members of Council:

Bill 758 is a Resolution approving the construction of a building to be used as an institutional facility for Light of Life Rescue Mission on East North Avenue in the 22nd Ward.

While Light of Life Missions has established a valued program, an expansion of its facilities in that location would be questionable to the stabilization of the North Side community. The City Planning Department and the North Side Civic Development Council have suggested alternative sites for the facility. The Civic Development Council has gone so far as to pay for an appraisal of one site and has offered to help in securing foundation grants for the mission to cover any additional costs in acquiring an alternate site.

I believe that there is still room for agreement between the community and Light of Life Mission and that a mutually satisfactory site for the facility can be found.

Therefore, I hereby veto Council Bill 758 of 1978 and return it unsigned. I urge you to reconsider this Bill at the next meeting of Council on July 31, 1978.

Very truly yours,
Richard S. Caliguiri

RSC:fkn
Enclosure

Which was read, received and filed.

Also

Bill No. 758. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for authority to construct a two story building to be used as an Institutional Facility for Light of Life Rescue Mission on property zoned "R4" Multiple-Family Residence District and bounded by: East North Avenue; Boyle Street; McBrier Way and Loraine Street, 22nd Ward."

Which was read.

**Mr. Givens:**

We have all received a letter dated July 28, 1978, describing Bill No. 758. I take exception to the fact that the Mayor is indicating an expansion, in the second paragraph, of Light of Life Mission's facilities. To my knowledge, there is no expansion, there was an increase of capacity, but the existing property lines would remain the same.

The other thing I would like to bring out is that our City Planning Commission approved this plan before submitting it to this Council, and I note that the Mayor indicates that for the stabilization of the North Side Community, that the City Planning Department and North Side Civic Development Council had suggested an alternate site. Of course we have held that bill up for several weeks hoping that this would come about. Originally the City Planning Department did approve it and that is a point of note. Also, there was within this building itself, a compromise in the design of the building which was to blend in with trying to keep some of the historic values of the north side area. I might mention that where this facility is located, we have a block or two of nothing but many, many bars which compounds the problem with the loitering in the park area around that particular facility. I think this is a police action, something that the Light of Life Mission has a hard time controlling. I would submit that the site is located next to Allegheny General Hospital and as a result, this is what I would consider a satellite site if the people using that particular facility have any medical problems, that they have medical assistance within a block of their particular area.

If there is no other comment on the bill, I would move that we override the veto.

**Mr. Coyne** seconded the motion.

**Mrs. Madoff**

I wonder if it might not be prudent to, if we have the time, to wait a week, until the next meeting on Wednesday, to ask the Mayor why, if his own people advised that we go through it, he is objecting. I think if we go back and look at the record, when we talked of what he refers to as expansion, I think we all felt there was an expansion in size and there was the comment by the public who objected to the facility to the effect that it would draw more people because it would be a larger facility. So, I don't really think you can take exception to the word expansion because it will expand the services and more people will be drawn there. I think all of us agree, even those who are the strongest supporters, I think we all support the activities, but if we move to a location that would not interfere with the growth and development and reclaiming of that area. And, yesterday, as many of us went out to the East Street meeting, in coming from my part of the city, I had to pass that area, and I am sorry to say that the objections that we heard from the people who live in the communities, there were many alcoholics walking the streets in disarray, sleeping on the benches. If you are going to try to reclaim the area, we did discuss this, and I am on record as saying this previously, so I am not changing what I said originally . . . the prevailing argument for voting originally was that this Light of Life Mission can proceed as it is in disarray . . . I guess the building is falling down and we have no control over their staying . . . we can't move them out and this is the lesser of two evils, but there was a strong feeling that if they could be located with transportation to a peripheral area that would not interfere with residential communities that would be the desirable way to go. I would like to request that we at least ask the Mayor why he is vetoing this bill because he may have some information we don't have, maybe there is some money coming, or possibly he is trying to negotiate some land that they were looking at. I think we are all surprised to get the veto, but I wonder if we should not act in haste and wait a day or two?

**Mr. Coyne:**

Mr. President, I would like to address myself to those remarks, particularly about the expansion of the facility. I disagree with Mrs. Madoff that it is an expansion of the facility. It definately is not an expansion of the facility, there is a one block area in which there are three structures now and it is not to be expanded any further beyond the boundaries of that project.

The other thing is with regard to the derelicts and whatever we see in West Park. That can in no way be attributible to what happens at the Light of Life

Mission. Those people who are what you call the derelicts and the people in the park are not allowed to become a part of the program at the Light of Life Mission and that was pointed out here at the public hearing very clearly by the people who were advocating this project. If there is one point that maybe the City Planning Department ought to address it is a point that Mr. Robinson has brought up with regard to the Lemington area of the City in the East End, and that is the proliferation of the bars in the location immediately adjacent to where this project is supposed to take place. Maybe if we could do something by way of the Planning Commission with regard to the proliferation of those bars, it would do something to curb the problems that you saw yesterday. And so, I don't agree, I think the Mayor has had ample opportunity to explain what his position is and in fact he has done that in the letter here today, he has explained why he is vetoing the legislation.

**The Chair:**

In the light of what Mrs. Madoff has said in asking for further explanation from the Mayor in hoping to delay the vote for at least a week, would you care to withdraw your motion Mr. Givens?

**Mr. Givens:**

I think we have to vote on it today, I don't think we can wait.

**Mr. Stone:**

Mr. President, if I may, when this bill came to Council, as Councilman Givens had indicated, it was approved by the Planning Department, and they requested the Light of Life Mission to make changes so that it might fit artistically somewhat closer than it had originally with the community. City Council then took it upon itself to try to get two sources to try to work together. Now, there is one thing that we must be very very careful of and that is that what we tried to do to work it out withing time constraints because there is the escalation of costs, and also not being able to carry out the mission that the Light of Life Rescue Mission anticipated for itself. We got to a deadline, we extended it a couple of times, and we should not penalize this unit by virtue of a fact that we tried to work out some compromise that did not meet the deadline.

I would therefore move that we move the question.

**Mr. Bulls:**

I would like to say one thing too, as a resident of the North Side, I think it is time for us to stop addressing ourselves to the brick and mortar needs of the North Side and address ourselves sometimes to human needs of the North Side, therefore I think we should move on this bill today.

**The Chair:**

There being no further discussion, there is a motion and a second to override the veto, we will have a roll call vote and ladies and gentlemen we need seven votes to override the veto.

**Mr. Robinson:**

Mr. President, just a point of clarification, we had some problems before in understanding when we are voting to override the veto . . . is a yes vote a yes to override the veto?

**The Chair:**

Yes Mr. Robinson, a no vote is to sustain. Seven votes are required.

Is there any further discussion on the veto?

And on the question, "Shall the veto be overridden?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 noes one
(Mrs. Madoff voting no)

And there being two-thirds of the votes of Council in the affirmative, the veto was overridden.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1542. Report of the Committee on Finance for July 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1266. A Resolution entitled, "Resolution transferring the sum of Ninety Thousand ($90,000.00) Dollars from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated; $30,000.00 to Code Account No. 1149 — Tires, Tubes, Chains, $30,000.00 to Code Account No. 1150 — Outside Repairs, $30,000.00 to Code Account No. 1128 Miscellaneous Services." (AS AMENDED IN COMMITTEE)

Which was read.

Is there any discussion on the bill?

Mr. Stone:

In accordance with Section 322 of the Home Rule Charter, publication effective date of legislation, I move that the effective date on Bill No. 1266 shall be the date on which it is signed by the Mayor, the reason being that the Department of Supplies would like to expedite unpaid bills.

Mr. Givens seconded the motion.

Which motion prevailed.

Also,

Bill No. 1345. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of J-Jac Construction Corporation, in the amount of One Hundred Thousand Seven Hundred Ninety-Six Dollars and Seventy-Four Cents ($100,796.74) in payment for Extra Work furnished for the benefit of the City in connection with the Reconstruction of Centre Avenue, from North Craig Street to Penn Circle; and providing for the payment thereof."

Which was read.

The Chair:

I must abstain from voting on this bill because J-Jac Construction Corporation is closely related to me . . . I have one point to make there, that job, the Centre Avenue job was completed over two years ago, and they have finally received payment. This has been going on for so long and why the two year delay is certainly beyond me.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes none
(Mr. DePasquale abstaining)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1346. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Noralco Corporation, in the amount of One Hundred Ninety Two Thousand ($192,000.00) Dollars, in payment for emergency demolition of the South Aiken Avenue Bridge, furnished for the benefit of the City, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1369. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Koenig Incorporated in the amount of $208.00 in payment for work performed at Phillips Park Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1370. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Harry Dunn Company in the amount of $3,086.00 in payment for work performed at East Hills Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read.

Also,

Bill No. 1371. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Ransom Construction Company in the amount of $33,-069.20 in payment for work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1372. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of W. G. Tomko & Son, Inc., in the amount of $11,106.69 in payment for work performed at Phillips Park Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1373. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of O'Donoghue Construction Company in the amount of $6,910.00 in payment for work performed at Schenley Park Athletic Shelter,

furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none
(Mr. Lally abstaining)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1374. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Tedesco Landscape Contract Company in the amount of $27,200.00 in payment for work performed at Leslie Park, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1375. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign, a warrant in favor of Michael R. Gentile in the amount of $10,112.60, in payment for work furnished for the benefit of the City in connection with construction of new bituminous tennis courts and other related recreational facilities, without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1408. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $70,658.31, in payment for the construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1409. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $34,925.61, in payment for construction work furnished for the benefit of the City in connection with the unification of maintenance services and technical processing at Carnegie Library of Pittsburgh, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1543. Report of the Committee on Public Works for July 26, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1400. A Resolution entitled, "Resolution authorizing the Director of the Department of Public Works to issue a permit to Concept Realty Enterprises, Incorporated to grade and sewer a portion of an unimproved Unnamed Way located on the southerly line of said Plan of Subdivision from Cadet Avenue to Linial Street."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1544. Report of the Committee on Planning, Housing and Development for July 26, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1041. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 18 by changing from "R1" One-Family Residence District and "S" Special District to "RP" Planned Residential Unit Development District all that certain property having frontage on Beechwood Boulevard and Gilda Avenue identified as Lot Numbered 80, Block 88-D in the Allegheny County Block and Lot System, 14th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Since May 30th, when this bill was presented, the developer, Mr. Tylon Bennett, on July 12th indicated to the Shadyside Urban Coalition that he could put 36 some single family units on there. When he came to the public hearing that we had in the City of Pittsburgh, he indicated that he could put 34, the day after we made a negative recommendation on this particular bill, Wednesday a week ago, he indicated on Channel 4 that he could only put 22 single family units. That is one point.

Slain Street proposal that he had built out there and was given to this City Council and we approved it next to the Minadeo School out there, is a site that he indicated, let that particular development stand on its own and I say here, let it speak for itself, because it is a disgrace to that particular neighborhood. The long term development of the Beechwood area, especially around this area, to keep it in the "R1" is most suited. I think the pride of the neighborhood is something that one must consider when we make changes in our planning from various zoning within the City. Council wants economic development, we want housing development in the City, but we don't want it at any cost to our citizens, therefore I recommend a negative recommendation, no vote on this bill.

**Mr. Stone:**

Mr. President, if I may, on that particular piece of legislation, I don't think we should ever get, in the City of Pittsburgh, to the point that we try to frustrate developers, nor do I think, on the other hand, on this scale of even this, we should run herd over the local neighborhood. I think that this one, purely on its facts, as they are right now, there wasn't that much of a change from what could be done in some sort of multiple housing as opposed to what could be done in single, I think that it offered no more, the maximum difference is about ten. That in itself pretty much answers it, it just wasn't one of those that the City Council should change the regular character and zoning classification in that area.

**Mrs. Madoff:**

I stated previously that I must abstain, because I tried to buy that property myself and build some townhouses with PFHA over the years and it would not be proper for me to vote.

**The Chair:**

If I may use the prerogative of the Chair, I stated at the hearing, that I felt that developments of this type were needed and needed badly in the city, however, I certainly lend an ear to the cries of the residents of the area and it seemed to be that they were unanimously opposed and it sort of seems like the same old story . . . I like a development of that type and we need it and we want it, but don't put it in my neighborhood or put it next door to me, and I respect their sentiment and their viewpoint, but I just wonder when we can get off the ground with some of these developments that are so badly needed.

I do want to say one thing before we ask for a vote . . . we are going to vote on the bill itself, so to approve the project, we need five votes, and to disapprove we need four no votes. We are voting on the bill, not voting on the negative recommendation. We are making note that there was a negative recommendation. But we are voting on the bill itself, so to approve the project we vote aye, to disapprove, no.

**Mrs. Madoff:**

Point of order Mr. Chairman, can one change an abstention vote later, or does one have to stay with it?

**The Chair:**

You can change immediately after the vote is taken if you change your mind.

**Mrs. Madoff:**

I am going to abstain, and I will see how the vote goes.

**The Chair:**

Well, abstain until it is your turn, we are not to the vote yet.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

None

Noes:

Mr. Bulls
Mr. Coyne
Mr. Givens
Mr. Lally
Mrs. Masloff
Mr. Stone

Abstaining:

Mrs. Madoff
Mr. Robinson
Mr. DePasquale
(Pres't)

Ayes 0 Noes 6
Abstaining 3

And there not being a majority of the votes in the negative, the bill was defeated.

Also, with an affirmative recommendation,

Bill No. 1349. A Resolution entitled, "Resolution providing for a Supplemental Agreement with the Port Authority of Allegheny County for the operation of the expanded Reduced Fare/Loop Bus Project in the Oakland section of the City, amending the agreement between the parties dated November 28, 1977, by increasing the amount to an amount not to exceed $46,000, chargeable to and payable from the 1977 Community Development Block Grant Program Trust Fund, Unspecified Local Options (CDULO)."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

I would like to make a comment, if the City Clerk would make a note to our Community Development people that this money for this Loop Bus System, was tied in initially with the Model Cities Program which is going to be phased out on the 30th of September. I guess my question is what do we do after this year runs out? I think we have to have an answer to that for next year . . . can we still use community development type money, unspecified or otherwise.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Bulls
Mr. Coyne
Mr. Givens
Mr. Lally
Mrs. Madoff
Mrs. Masloff
Mr. Robinson
Mr. Stone
Mr. DePasquale
(Pres't)

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1350. A Resolution entitled, "Resolution encouraging the creation of the Pittsburgh-Countywide Corporation, a non-profit corporation, for the purpose of fostering the economic development of Pittsburgh and Allegheny County and supporting the application of said Corporation under Title IX of the Public Works and Economic Development Act of 1965, as amended, for funds for the implementation of a broad-based comprehensive economic development

program to be carried out in Pittsburgh and Allegheny County."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Robinson:**

Mr. President, on Bill No. 1350, I would like to have my comments from July 19, 1978, with reference to the unemployment situation in Pittsburgh, to be incorporated in the minutes.

MR. ROBINSON'S REMARKS FROM JULY 19, 1978:

**Mr. Robinson:**

Mr. Chairman, if I might, I would like to offer my strong support for this legislation, and also I would like to encourage this new City-County Corporation to address the serious unemployment problem in our community, particularly in community development areas and other areas of high unemployment.

I would encourage the Corporation to work with leaders of industry in the initial stages of program development, planning, relocation and government assistance to address this problem by way of minority business development and other means.

Unfortunately the economic development of Pittsburgh and Allegheny County does not necessarily mean that our aggrivated unemployment problem will be addressed to the extent that the development of employment opportunities will be new — jobs, etc.

Fortunately, for the building trades, the new economic development in the City and County will mean more jobs, unfortunately, the same cannot be said for other segments of our community.

As we give to business and industry, so should we ask that they give; not just new bricks and mortar, but assistance, consistent with their tremendous economic potential, in arresting problems that might impede the economic development of this area.

Creativity is required, innovation is needed and the very unique nature of the effort, and the national focus being placed on Pittsburgh demands the cooperation of business, government and the civic sectors.

The economic future of this area is inextricably bound to the total involvement of all segments of the community and address their most basic problems, unemployment, minority business development, opportunities for women and training for the unemployed.

With this in mind Mr. Chairman, I wholeheartedly support this Resolution for the creating of a City-County Economic Corporation.

**Mr. Givens:**

Mr. President, I would be remiss not to mention for the municipal records, that this bill creating the Pittsburgh-Countywide Corporation is a long term economic development bill that will abstain the deterioration which has occurred in both Pittsburgh and Allegheny County. Both the City and the County have made a major contribution to economic planning and development and analyzed primarily what our problems are, especially in the steel industry and others, the diversification of all of our industries, if need be, so we can have a sound base. The cooperation is the key note here, when we think of Station Square, with $1.8 Million development and EDA coming up with almost a Million of that for development. Bill has mentioned about Bill No. 1350, in that we have the BJD building, $550 some thousand, that is for minority industrial development, another we have a minority business revolving fund loan, another $525 some thousand, this is what is in the work on this particular bill, to strengthen our coordination effort, to

prepare more industrial land. We have a lot of land in Pittsburgh, we are trying to make it into an industrial package, this is something that is very frustrating to Ed deLuca, the Planning people, and even myself as Chairman of that Committee. The development of buildings and recycling the program . . . we have many buildings that we have to recycle in the City of Pittsburgh and this is one thing that I would hope will help this out. To provide a better training opportunity. We are talking about our CETA people working . . . trying to work them into some type of program, either through Connelly Trade School, or the CETA program itself. This is where we can tie this all together . . . the other two before, we didn't have this opportunity.

In addressing the labor management issues, for the first time, we will possibly have some labor management sitting down and talking about future construction, etc., and this is very important, because Pittsburgh is the foundation of labor, the area where labor has started, and also the area where labor management relation has blossomed also . . . improve our marketing effort, strengthen minority business development, provide job opportunities for minorities, develop the incentive to encourage new development. We talk about our sun belt and people relocating to it, we are trying to hold what we have and to keep and encourage new businesses to come forward . . . create a better business-government climate which is very sensitive, if one is to put money into the City then government has to be sensitive to the demands of the business community. To strengthen our neighborhood commercial development activities, we do have East Liberty we do have a South Side and North Side, everything is not down in the Golden Triangle . . . thank you Mr. President.

Mr. Stone:

This reminds me of having an end out there and the quarterback won't throw the ball.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 1545. Report of the Committee on Parks and Recreation for July 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1376. A Resolution entitled, "Resolution amending Resolution No. 965, effective December 10, 1976, entitled: 'Providing for a contract or contracts for the renovation of the West Penn Recreation Center in the Department of Parks and Recreation at a cost not to exceed $6,000' by decreasing the authorization to $4,500."

Which was read.

Also,

Bill No. 1377. A Resolution entitled, "Resolution amending Resolution No. 980 effective December 23, 1976, entitled: 'Providing for a contract or contracts or

the use of existing contracts for the renovation of the Homewood Senior Citizen Center, 7321 Frankstown Ave., 13th Ward, at a cost not to exceed $88,000.00 in the Department of Parks and Recreation' by decreasing the authorization to $87,477.60."

Which was read.

Also,

Bill No. 1378. A Resolution entitled, "Resolution amending Resolution No. 416, effective May 16, 1977, entitled: 'Amending Resolution No. 869, effective November 19, 1976, which reads: 'Providing for a cooperation agreement with the Housing Authority of the City of Pittsburgh for the renovation of Building 4 — Northview Heights — and providing for the payment thereof by increasing the authorization from $10,000 to $14,000' by decreasing the authorization to $13,927.75."

Which was read.

Also,

Bill No. 1379. A Resolution entitled, "Resolution amending Resolution 681 effective September 1, 1976, entitled: 'Amending Ordinance No. 391 approved July 21, 1975 entitled: 'An Ordinance providing for the letting of a contract or contracts for the design and reconstruction of the Highland Park Swimming Pool, 11th Ward, in the Department of Parks and Recreation and providing for payment of the cost thereof by increasing the authorization from $300,000 to $380,000' by decreasing the authorization to $378,152."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1546. Report of the Committee on Lands and Buildings for July 26, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1356. A Resolution entitled, "Resolution granting a license to Duquesne Light Company for the installation of an underground electrical transmission system on City property, 5th Ward, adjacent to Melwood Avenue, Block and Lot 26-G-230."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

I would like to make a quick comment on this bill, at this morning's conference with the Mayor, the issue of the Schenley Park Lights, which are underground cables, and I believe, put in by Duquesne Light, have been a horrendous problem, I understand they are having great difficulty for almost a year, I be-

lieve, and it has been confirmed by the Parks Department that what I am saying is true . . . it is a very dangerous situation there at night and I am concerned about these underground electrical transmission lines which I am sure they should have experience in, will they be able to find their problems if they have one in this particular property. I don't think if Schenley Park is an example of what is going to happen, that this should be continued . . . I wonder if they have some responsibility . . . what happens after they put this line in, where is the responsibility, could someone respond to that?

**Mr. Lally:**

Yes, Michelle, I have spoken to some representatives from Duquesne Light in regard to the Schenley Park situation and they are going to investigate this problem. As you know, this is a transmission line as I stated before that is running from possibly Penn Avenue all through the City, it is for the new electric furnaces of J&L and also for the new bus way that is coming through . . . that is what this particular one is here on Melwood Avenue.

**Mrs. Madoff:**

And they have had great experience at putting these in, this one in Schenley Park is sort of unusual in that instance, it has been out and on, but mostly out and it is a very dangerous situation, I am concerned

**Mr. Lally:**

They are also, Duquesne Light is concerned about this situation. It goes from a sub-station there on the Boulevard of Allies there next to Isalys.

**Mrs. Madoff:**

This will give J&L the transmission lines for the electric drive furnaces which is a good step in Mr. deLuca's favor.

**Mr. Lally:**

Yes.

Also,

Bill No. 1357. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Finance Street designated as Block 175-A, Lot 30, to Robert L. Allen and Mary A. Allen, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 1358. Resolution authorizing the sale of property in the 15th Ward being vacant lots on Alvin Street designated as Block 54-N, Lots 90 and 92, to Keith E. Cavanaugh and Ruth A. Cavanaugh, his wife, for the sum of $775.00.

Which was read.

Also,

Bill No. 1359. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Herbert Way, designated as Block 57-G, Lot 149, to Gilbert Cordero & Gilbert Cordero II, Joint Tenants with Right of Survivoship, but not as Tenants in Common for the sum of $150.00.

Which was read.

Also,

Bill No. 1360. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Conniston Avenue, designated as Block 34-M, Lot 3 to Albert W. Ott and Fred J. Brendel, for the sum of $1,250.00.

Which was read.

Also,

Bill No. 1361. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Lilliam Street des-

ignated as Block 14-K, Lot 1 to Albert W. Ott & Fred J. Brendel for the sum of $1,500.00.

Which was read.

Also,

Bill No. 1362. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Saranac Street between Mackinaw & Neeld, Block 62-F, Lot 109 to Wilfrid A. Auen and Helen M. Auen, for the sum of $550.00.

Which was read.

Also,

Bill No. 1363. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Faust Street designated as Block 42-J, Lot 40, to Richard Henry and Anna Ziet Lieb, his wife, for the sum of $1,050.00.

Which was read.

Also,

Bill No. 1364. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Lakewood Avenue, designated as Block 20-L, Lot 94, to Richard Henry and Anna Ziet Lieb, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 1365. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Merwyn Avenue designated as Block 21-N, Lot 61, to Glenn D. Irwin & Erma J. Irwin, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1366. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Janewood Way, designated as Block 19-C, Lot 133 and 139, to Richard Dix for the sum of $450.00.

Which was read.

Also,

Bill No. 1367. Resolution authorizing the sale of property in the 25th Ward being 2 vacant lots on Armandale Street designated as Block 23-E, Lots 181, 182, to Willie J. and Anna T. Murchison, his wife, for the sum of $1,000.00.

Which was read.

Also,

Bill No. 1368. Resolution authorizing the sale of property in the 27th Ward being vacant land on Flora and Tulia Streets designated as 115-A-245, 247 & 115-B-324-335 inclusive, to Michael W. and Betty J. Menzock, his wife, for the sum of $900.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulis | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of he votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally presented**

Bill No. 1547. WHEREAS, on July 19, 1978, KDKA TV's Bill Burns celebrated his 25th Anniversary as a television news anchorman; and

WHEREAS, his term of service in that position is the longest in any single major market in the world; and

WHEREAS, his exceptional newscast ability has earned him respect and acclaim throughout the country,

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the Members of the Council of the City of Pittsburgh, on behalf of all the citizens of Pittsburgh congratulate Bill Burns on his 25th Anniversary as Pittsburgh's leading television news anchorman and thank him for his 25 years of dedicated and distinguished news service.

Which was read.

**Mr. Lally:**

The only thing I would like to say is that when Loren Mann reaches his 25th year, we will have the same thing.

**Mr. Givens:**

Yes, he's got deep roots here.

**Mrs. Madoff:**

But, you won't be able to see Patty and Daddy, as they did in People.

**Mr. DePasquale:**

I always thought Bill was at his best when he was on the Guess the Ghost program, remember that?

**Mr. Lally moved for adoption.**

**Mr. Givens seconded the motion.**

Which motion prevailed.

**Mr. Stone presented**

Bill No. 1548. WHEREAS the movie theater operators in the City of Pittsburgh are required to bid on rights to show a motion picture, a practice commonly called, "Blind Bidding" and

WHEREAS, "Blind Bidding" is causing serious and possible irreparable harm to the movie theater operators in the City of Pittsburgh; and

WHEREAS, the legislature of the Commonwealth of Pennsylvania passed Bill HB 1493 prohibiting "Bling Bidding" and

WHEREAS a similar bill is presently in the Law and Justice Committee of the Senate of the Commonwealth of Pennsylvania

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the Members of the Council of the City of Pittsburgh do hereby resolve that "Blind Bidding" is causing a serious and irreparable harm to the movie picture industries of the City of Pittsburgh and that the Mayor and the Members of the Council of the City of Pittsburgh do hereby encourage the Senate of the Commonwealth of Pennsylvania to also pass legislation prohibiting "Blind Bidding".

Which was read.

**Mr. Stone:**

Mr. President, if I may, the matter of the movie theater operators has occupied probably from my knowledge, at least considerable time in the last five years at budget times. There have been two

problems, one in which they have advanced, and that is some relief on the 10% Amusement Tax, and the other one is the subject that comes before us.

What has been the practice is that the movie theater operators within the City of Pittsburgh must bid on movies before they see them. In addition, there is required a minimum guarantee on that movie, again, on something they have not seen . . . it is kind of a Russian roulette game. In addition to that they have the added burden which is the Amusement Tax, plus the parking problems which the other outlying areas do not have. This has caused them very serious problems. From my own investigation, I believe that the movie theater operation in the City of Pittsburgh, in central City, does give us a lot of incidental benefits for our restaurants and other businesses, our parking and obviously by bringing a lot of people to the City of Pittsburgh. I think they need this assistance, and I think that we ought to give them whatever support we can in that light, that is the reason I have introduced this resolution.

Some of you may have read that recently the State of Ohio has outlawed bidding, and now the Commonwealth of Pennsylvania is doing it and I think that we ought to encourage them, it is about time we give some assistance to those who are in fact helping us.

**The Chair:**

I am a little curious, I always thought that they voted in the State Senate on the bill first, and then in the State Legislature . . . it seems that they did it the opposite here.

**Mr. Stone:**

No, if it is a revenue matter, it goes to the Legislature first.

**Mr. Stone** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair** presented

No. 1549. WHEREAS, on July 25, 1978, State Representative Donald Abraham was a victim of a fatal automobile accident; and

WHEREAS, Mr. Abraham was a conclentious and reliable public official who gave generously of his service in the ways of government and humanitarianism.

NOW, THEREFORE,

BE IT RESOLVED that the Mayor and the Members of the Council of the City of Pittsburgh do hereby express their grief and sorrow over the tragic death of Representative Donald Abraham, and extend their sincere sympathy to his family in their hour of bereavement.

Which was read.

**Mrs. Madoff:**

Mr. Chairman, we were asked, and I am sure all of us did so with warm heart, contribute for flowers for Donald Abraham. I knew him quite well, and my feelings would be that when an unfortunate situation like this happens, could we not in the future, consider in giving to something that would be a living memorial to the person who is deceased, such as their favorite charity, a cause that they were very much involved with. I would just like to throw that on the table for consideration in the future.

**Mr. DePasquale:**

Your point is well taken.

**Mr. Stone** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. DePasquale** and **Mr. Bulls** presented

Bill No. 1550. WHEREAS, George Benson, one of America's greatest entertainers is scheduled to appear at the Stanley Theater on August 4, 1978; and

WHEREAS, George Benson who is a native of Pittsburgh has attained international acclaim as a jazz guitarist and recording artist; and

WHEREAS, his music has brought joy and warmed the hearts of millions of people throughout the world.

NOW, THEREFORE,

BE IT RESOLVED that the Council of the City of Pittsburgh wishes to extend a cordial welcome to George Benson and give public commendation to him for his outstanding success, to focus attention on his return to his home community and also extends wishes for continued success in the years ahead.

Which was read.

**The Chair:**

I might add, Bill Robinson, that George Benson is an alumna of Schenley High . . . seems everybody went to Schenley High.

**Mr. Bulls** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. Coyne:**

Mr. President, I would just like to bring to the attention of the other members of Council that at noon time today, I had occasion to speak with Mr. Joe Biondi who is the Federal Labor Mediator in the Parking Garage Operators and Local 926, and extended to him any service that the members of City Council could provide to avert a strike later on this evening. He received it very well and said he would let us know if there was anything we could do.

**Mr. Lally:**

I understand there is a meeting of the membership called for this evening . . . there has been another offer made to the membership.

**The Chair:**

I received a call from Mike Gardener from the Parking Lot Operators Union, I returned the call but he was in session . . . so, I don't know what he had in mind, but certainly we are ready and willing and we will give Mr. Biondi a call right after the meeting.

**Mr. Stone:**

I have one closing comment on another matter . . . if you will recall on Wednesday, relative to the matter of unpaid bills by the City of Pittsburgh, I have since gotten a report from the City Controller in which he indicated that as far as the date of July 27, 1978, there were encumbered orders paid of $131,-190.00 and unencumbered orders there was $220,698.00 that was unpaid as of that date. I indicated at that time that I would prepare, and I would just like to inform all members of Council that I have prepared a letter on behalf of Council which will go to all of the directors in the City of Pittsburgh asking them to give us a written listing of the supply order numbers, the dates they first received them, the date it was transmitted, if not transmitted to the City Controller, to whom, and for what reason, the date it is expected to be submitted, and I have chosen the same date that the Controller gave it to us so that we will know once and for all what that total unpaid sum is as of July 27th.

**The Chair:**

Well noted Mr. Stone.

Before I ask for approval of the minutes of the last meeting, I received a note that the long time President of the F.O.P., Joe Stanek's wife has passed away, and funeral arrangements are in-

complete, so if you will look for it in your newspapers, perhaps we can pay our respects.

Mr. Stone moved for approval of the minutes of Monday, July 17, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone,

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, August 7, 1978 No. 32



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, August 7, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 1551. Resolution amending Resolution No. 498, effective May 17, 1978, as amended by Resolution No. 804, effective July 27, 1978, entitled, "Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto" by changing the source of funding to indicate PW 78-07 and 1978 CDPW and by permitting the utilization of existing Contracts.

Also

No. 1552. Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 269, effective March 27, 1978, entitled "Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Fund"; by redefining the types of funding for various Department of Public Works projects.

Which were read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1553. Resolution amending Resolution No. 1267 as amended by Resolution No. 483 of 1978 as amended by Resolution No. 829 of 1978 entitled, "Providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Program" so as to reallocate funds for the Department of Public Works and to add an additional project.

Also

No. 1554. Resolution amending Resolution No. 831, approved July 31, 1978, entitled: "Resolution providing for a Cooperation Agreement with Community Human Services, a non-profit organization for the renovation of a building located at 372 Lawn Street, Pittsburgh, PA 15213 for domiciliary care of area residents" by revising Section 1 to accurately reflect the City Trust Fund from which the cost of said agreement is to be paid.

Which were read and referred to the Committee on Planning, Housing and Development.

Mrs. Madoff presented

No. 1555. Resolution providing for a contract or contracts for the relaying of a water line on the Elizabeth Street Bridge; and providing for the payment of the cost thereof.

Also

No. 1556. Resolution providing for a Consultant Contract with Touhill, Shuckrow and Associates, Inc., to assist the City of Pittsburgh in formulating a plan of action designed to answer pertinent questions related to the maintenance of a safe, aesthetically acceptable, and economic efficient public water supply system, and providing for the payment of the cost thereof from RSFP Trust Fund, Department of Water.

Which were read and referred to the Committee on Water.

Mr. Stone presented

No. 1557. An Ordinance amending and supplementing Ordinance No. 75, approved February 28, 1967, as amended by Ordinance No. 395, approved July 7, 1969, entitled "An Ordinance prohibiting discrimination in employment, housing, public accomodations and other areas of inter-group relations in the Social, cultural and economic life of the City of Pittsburgh; requiring fair employment practices, fair housing practices and fair accomodation practices by prohibiting discrimination in employment, housing and public accomodations because of race, color, religion, ancestry, national origin, place of birth, or sex; establishing a Commission on Human Relations in the Office of the Mayor and prescribing the power and duties thereof; providing penalties, and revising and consolidating the ordinances relating thereto, to prohibit any real estate broker, agent, sales representative or other person from solicitating transactions from owners of residential property when such owner has indicated in writing to such person that such solicitations are not wanted and to prohibit such solicitations in designated non-solicitation areas.

Also

No. 1558. Resolution authorizing the issuance of a warrant in favor of Nicholas J. and Despina Koutavas in the sum of $550.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1559. Resolution authorizing issuance of a warrant in favor of United States Fidelity and Guaranty Company and Lorna Young in the sum of $922.90 in settlement of claim for damage and providing for payment thereof.

Also

No. 1560. Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and William Quinlan in the sum of $667.82 in settlement of claim for damages and providing for payment thereof.

Also

No. 1561. Resolution authorizing issuance of a warrant in favor of Erie Insurance Group and Barbara Thomas in the sum of $578.18 in settlement of

claim for damage and providing for payment thereof.

Also

No. 1562. Resolution authorizing issuance of a warrant in favor of General Accident Group and Communicators Pittsburgh in the sum of $514.70 in settlement of claim for damage and providing for payment thereof.

Also

No. 1563. Resolution authorizing issuance of a warrant in favor of Erie Insurance Group and Nancy Lelah Grimm in the sum of $786.28 in settlement of claim for damage and providing for the payment thereof.

Also

No. 1564. Resolution authorizing the Mayor and the Community Development Coordinator to enter into an Agreement or Agreements with the Polish Hill Association for the purpose of providing a Multi-purpose and senior citizens recreation center.

Also

No. 1565. Communication from Melanie Smith, Director, Department of Personnel and Civil Service Commission requesting Amendment of Council Bill No. 1442 approving attendance by Heladia Nardi, Senior Planner, at Affirmative Action Plans Seminar, Philadelphia, PA, August 29-31, 1978, by increasing cost from $125.00 to $275.00 payable from CETA Trust Funds, Federal Funds.

Which were severally read and referred to the Committee on Finance.

Also

No. 1556. Communication from John E. McGrady, City Controller, submitting final report of performance audit on the Real Estate Tax Billing System of the Department of City Treasurer.

Which was read, received and filed.

The Chair presented

No. 1567. Communication from N. C. McDermott, Jr., Comptroller, Allegheny County Sanitary Authority, submitting a list of the Authority's personnel as of June 30, 1978.

Which was read, received and filed.

Also

No. 1568. Communication from Michael Perry, City Clerk, submitting for adjudication by Council an objection to the establishment of a Community Advisory Board (CAB) in District 5.

Which was read.

Mr. Stone:

Is that objection to the last one that Mike received a request to?

Mr. Lally:

Yes.

Mr. Stone:

I'm not sure, I don't have a City Charter before me, but I would think that you need a hearing before we make the final approval on this.

Mr. McCray:

That is what the Law Department advised me to do, to inform the President of Council to set a hearing on this particular one.

Mr. Stone moved that a hearing be set.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1569. Resolution providing for an Agreement, as amended, with the Pittsburgh Neighborhood Alliance for the planning and conducting of a series of neighborhood workshops on the Community Development Block Grant Program Trust Fund, Unspecified Local Options.

Which was read and referred to the Committee on Planning, Housing and Development.

**Mr. Givens:**

Mr. President, in regard to this bill, I just received a letter on it moments before coming into Council . . . that was I think $10,000 for the PNA to conduct a certain survey in the City of Pittsburgh that would so foster community development within the Pittsburgh area by bringing to the various neighborhood groups and citizens the 1979 CD Block Grant Funds, and to come up with our CD Budget and the Capital Budget also. They are just now typing legislation on that. I would like to waive Council's Rule 8 and discuss it this coming Wednessday.

**Mr. Stone:**

Mr. Givens, I believe that we are going to suspend Rule 8 on all bills today because of the summer meeting schedule.

**The Chair:**

That is correct.

**Mr. Coyne** moved to suspend Rule 8 on all bills except Bills Nos. 1566, 1567 and 1568, by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

**Mr. Lally** seconded the motion.

Which motion prevailed.

UNFINISHED BUSINESS

**The Chair** presented

No. 1456. Resolution approving the appointment by the Mayor of David Lewis of 4728 Wallingford Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

No. 1458. Resolution approving the appointment by the Mayor of Thomas Selck of 424 Sulgrave Road as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Also,

No. 1460. Resolution approving the appointment by the Mayor of Kathy Farino of 122 High Park Place as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also,

No. 1462. Resolution approving the appointment by the Mayor of Father Theodore Zabowski of 1700 Harpster Street as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also,

No. 1464. Resolution approving the appointment by the Mayor of George Fitch of 7804 Kelly Street as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

**The Chair:**

Is there any discussion on the appointments?

And on the question, "Shall the appointments be approved?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the appointments were approved.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1570. Report of the Committee on Finance for August 2, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 962. An Ordinance entitled, "An Ordinance regulating cable communications in the City of Pittsburgh." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

I would like to say that I was asked to meet with several prominent bankers in the City of Pittsburgh this morning and they show some great concern in regards to the funding on the lending of Cable TV . . . their feeling in the matter is that the City of Pittsburgh has the first security and they may have a problem with lending money to Cable TV people in regards to financing. Now, I have talked to the Committee and I have talked to Mrs. Masloff and they have assured me that this is not a problem, that we can get around it. Even our City Solicitor, Virginia Cook has done so much work, and has volunteered to give an explanation which would be satisfying, I hope, to the members of Council. I know that after talking to these gentlemen, I shared some doubt, with their doubt, and I think that a further explanation is due, and if Mrs. Cook would care to give it . . .

**Mrs. Cook:**

Thank you, I believe the section that the President is referring to is in Section 25 of the Ordinance. That is page 48, paragraph I . . . if the members would like to turn to that.

Basically what that section does is require the franchisee to execute a security agreement which will then be recorded in the Prothonotary's Office here in Allegheny County, in the means of a financing statement. Once that statement is recorded it becomes notice to any other possible creditor that the City has the first lien against the properties listed in that paragraph. That lien is to secure the payment of the franchise fee that is due the City. Now, it is estimated that by the fifth year of the franchise, or when about 60,000 subscribers will be hooked up to the system, that franchise fee will be equal to about $300,000.00. What this section does is say that in the event of a serious financial difficulty on the part of the cable operator, which is a bankruptcy, a receivorship, or just a very untimely payment, a very, very late payment of the franchise fee, that the City would be able to secure the payment of that fee through the security that that lien provides. In other words, we would be the first creditor in line to be paid our franchise fee in the event that there was any kind of financial difficulty where more than one creditor was attempting to attach assets of the cable operator.

Mrs. Madoff

Is that acceptable to the banking underwriter? I would imagine not.

Mrs. Cook:

Well, we received a critique from an attorney for one of the cable operators and her comment on that was that through this paragraph the city was requiring as much security for the taxpayer as a bank would require to protect the interest of its stockholders, and that was basically our intent to insure that the City would be paid.

Mrs. Madoff

Is not the ground rules of loaning institutions that they are the first creditors?

Mrs. Cook:

Yes, usually they require a first lien because they want to be the first ones to be paid, what we are saying through this section is that we want to be the first ones to be paid.

Mrs. Madoff

Well, will the bank put the money up? There are millions of dollars involved if we are the first creditors.

Mrs. Cook:

Well, we limit, in this paragraph, you will notice that what we changed was that we limited the City's first lien to the amount of the franchise fee, which I said, at the point when we have 60,-000 subscribers hooked up, that fee would amount to approximately $300,-000.00, so that lien would secure the payment of approximately $300,000.00.

Mrs. Madoff:

Well, is the bank willing to accept that, the bank lending institutions?

Mrs. Cook:

From what Mr. DePasquale has told me about his discussion with the banks, they were concerned about that. The banks, I am sure, want to have a first lien, and what we have discussed is perhaps a bank could require a cable operator to escrow an amount that would be sufficient to always be able to pay our franchise fee, and in the event that there was serious financial difficulty could require payment to us through that fund and then once our claim had been adequately paid, could then take priority in whatever liens that it had.

Mrs. Madoff:

Well, I think the President raised a very important issue, and I think it is not really resolved by your answer, with all due respect, because one of the things, correct me if I am wrong, and, I am relatively new to the cable ordinance, isn't Pittsburgh National Bank the Bank that does most of the funding of cable around this part of the country?

Mrs. Cook:

It is my understanding that they have approximately $10 Million in loans outstanding to the cable industry.

Mrs. Madoff:

Wouldn't they be a good one to ask whether this would be an acceptable kind of arrangement? Not necessarily that whoever is going to get the contract would be dealing with Pittsburgh National, but they would give you a pretty good feeling as to whether what you are suggesting is acceptable.

Mrs. Cook:

Well, I am sure that they would say that what they want is a first lien. We have gone through, two public hearings, and what they haven't told us is if there is any better way to secure payment to the City. I, as an attorney, know of no better way, and it was the Law Depart-

ment's recommendation to this Council that we go along the route that is the best way to protect the City. Several cable operators have indicated to us that this provision would be of no difficulty to them.

**Mr. Stone:**

Mr. President, if I may, I don't think there is any question that the bank, if they had their druthers, would like to have the first lien on everything. I don't think we have to question that. I think what she has indicated, however, is that the City is trying to protect its interest . . . you have two parties, so to speak, trying to protect their interest. She has introduced something here I think, that maybe is not coming across greatly, and that is while the city has the first lien on its franchise fee, it is not that much when you are talking about the total involvement here. And that could be liveable, so to speak, for the bank in that instance. My personal thoughts on Cable TV, particularly this Ordinance, if everytime we hear of something new on judgement day. and we keep postponing it, that it may be a problem. We may never get to see Cable TV as the prices continue to go up. I think, myself, that we ought to pass it today and get it on its way and get the machinery working. I do not wish to minimize the fact that since someone has given us a red flag to look into that we should not look into it. But, judging from what you have told us, Virginia, in the sense that that amount of City security is low, perhaps they can live with it. On the other end, it is my understanding from the ordinance that if the franchisee were to default, the City would move in instead anyhow. So we would be back dealing with basically those who have some sort of secured interest anyway.

This is pretty much chasing our tail dealing with the same people. But if there is any possibility of problem, I think we ought to look at it over these next couple weeks, we ought to obviously get the machinery moving now rather than constantly waiting on a question mark.

**The Chair:**

Well, Mr. Stone, you make a very valid point, but at the same time, so does Mrs. Cook in regards to protecting the City and the taxpayers, but I have to go back to the comments of Michelle Madoff that if the bankers are not going to lend us the money, then really there is not going to be a ballgame, and if they do have that hang up, which at the present time they sort of show they are leaning that way. I think the people of the City of Pittsburgh ought to be aware of it, even though I am prepared to vote aye myself, that if it does happen, we have brought this out, that the bankers may not come up with the cash and if that is the reason Cable TV doesn't get off the ground, they should be aware of it.

**Mr. Stone:**

There is one thing that is wonderful in America, and that is that competitive spirit, and there is enough of money around, you will always find someone who would like to compete.

**The Chair:**

Yes, we can always get you or Art Rooney to finance it.

**Mrs. Madoff:**

Mr. President, I think that one of the points that was made the other day is that between the time of the ordinance being passed today, hopefully, and the signing of the contract, Council still has time to make any changes or approves things, and I think we ought to move.

**The Chair:**

I think Mr. Stone brought that out.

**Mr. Givens:**

I would like my remarks from Wednesday, August 2, 1978 meeting regarding Bill No. 962 to be incorporated into the minutes of today's meeting.

MR. GIVENS REMARKS FROM THE MEETING OF WEDNESDAY, AUGUST 2, 1978:

As far back as March of this year, I acquainted this Council with my concern about the spread of obscene and indecent programming being shown throughout the Country on Cable TV. Obscene movies are being cable-casted in Buffalo, New York, Waco, Texas, Ann Arbor, Michigan, Hilo, Hawaii, and even in our own state in Allentown, Pennsylvania. In fact, every place that cable exists, obscene movies follow unless the local legislature makes specific and strong provisions against them. Fort Wayne, Indiana did just this in its recently passed Cable Television Ordinance. It is not unconstitutional to regulate obscene programs on Cable TV. In June of 1973, in the crucial case of Miller Versus California, the Supreme Court said: "This much has been categorically settled by the Court, that obscene material is unprotected by the First Amendment."

It is the conclusion of our Law Department and the Cable TV Commission that Section 20 of this Ordinance is sufficient means to protect our City against obscene and indecent programming on Cable TV. Section 20 states that the franchisee and all users must comply with all Federal, State and local laws concerning obscenity. Having spoken to and corresponded with Attornies James McCreary in New York City, Thomas Blee in Fort Wayne, Indiana, James Clancy from California, and Morton Hill, President of Morality in Media and former member of the President's Commission on Pornography, I, and they, are convinced that Section 20 is inadequate.

The first reason is that the Federal Communications Commission (FCC) is moving away from the regulation of Cable Television, particularly in regards to obscenity. The FCC regulations indicate that this is an area for local direction, not federal mandate.

Secondly, the State law, Title 18 of the Crimes Code, prohibits obscene programming, but does not include the more strict guidelines established in the Supreme Court's Pacifica case handed down in July, 1978.

Thirdly, if we have no strong and specific language included in our Cable TV Ordinance we are helpless to enforce obscenity standards. Talk to officials in Allentown, PA. Allentown is under the same state laws as Pittsburgh and because their ordinance does not have specific obscenity provisions, their Law Department cannot initiate legal action against the Cable TV Companies. They must wait for the District Attorney to bring action. The fact is that Allentown Cable Television has continued to carry obscene programs after the State Law was passed in January of this year, and the local officials are legally helpless. If our Section 20 is not amended, we will be in the same predicament as Allentown.

By using the phrase "Local Law" in Section 20, our Law Department and the Cable Television Commission admit that Pittsburgh can legislate in the area of obscenity, yet we have no local obscenity provisions in our Cable TV Ordinance. If we accept the State Pre-Emption argument, then we are passing the buck and will not be able to legally protect our families and children from obscene cable-casting.

If we amend Section 20 of our Cable TV Ordinance to include the State definition of obscenity, then we preserve Pittsburgh's right to initiate legal action if the users abuse the Community standard. Our law would not contradict the State law, but would be an ally to the State law.

This is a City issue. It is our responsibility to protect our children. Throughout this Cable Ordinance, the Mayor and Council are given strong control of Cable TV, but when it comes to the area of obscenity, we pass the moral and legal responsibility on to the State.

I tried working with the Law Department and the Commission, but they stood firm on their arguement about State Pre-Emption.

We need more time to explore these questions and prepare a suitable amendment. If not, we will follow nearly every other City that has Cable TV, including Allentown, PA. We must safeguard our Authority to protect ourselves and our children against the spread of obscene and indecent Cable-casting here in Pittsburgh. The choice is ours.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1392. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Police Officer Peter Kust and Wymard & Wymard, 1400 Lawyers Building, Pittsburgh, PA 15219 in the amount of $250.00 and providing for the payment thereof."

Which was read.

Also,

Bill No. 1393. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Detective William Parker and Bryan Campbell, Esquire, 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof."

Which was read.

Also,

Bill No. 1394. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Detective Thomas Woods and Bryan Campbell, Esquire, 1400 Lawyers Building, Pittsburgh, PA 15219, in the amount of $250.00 and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1395. A Resolution entitled, "Resolution transferring the sum of $80,000.00 from Code Account No. 1423, Equipment, Emergency Medical Services, as follows: $40,000.00 to Code Account 1422, Supplies, Emergency Medical Services, $40,000.00 to the Emergency Medi-

cal Services Communications Project Trust Fund."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1410. A Resolution entitled, "Resolution authorizing issuance of a warrant in the amount of $830.00 in favor of B & L Construction Company, Inc., 2140 Beechwood Boulevard, Pittsburgh, PA 15217, in payment of contract for the demolition and removal of 2½ story brick dwelling located at 509 Jacksonia Street, 25th Ward, without previous authority of law, and providing for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1428. A Resolution entitled, "Resolution providing for the transfer of $5,000 from Code Account 1830, Salaries and Wages, Regular Employees, to Code Account 1842, Equipment."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1433. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Radio Station WAMO in the amount of $1,800.00 for spot announcements to implement Affirmative Action Recruitment Campaign for Fire Fighter candidates, furnished for the benefit of the City, without previous authority of law."

Which was read.

Also,

Bill No. 1434. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Borland Printing Incorporated in the amount of $713.00 in payment for the printing of recruiting posters rendered in connection with the Civil Service Commission's Pittsburgh Fire Fighter recruiting campaign, furnished for the benefit of the City without previous authority of law."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1435. A Resolution entitled, "Resolution transferring the sum of $10,000.00 within code accounts of the Department of Law."

Which was read.

Also,

Bill No. 1436. A Resolution entitled, "Resolution transferring the sum of $100,000.00 from Code Account No. 41, Refunds — Real Estate Tax, to Code Account No. 46, Judgments."

Which was read.

Also,

Bill No. 1437. A Resolution entitled, "Resolution transferring $188,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer to Code Account No. 49, Reserve Fund — Sewage Service Charges — Allegheny County Sanitary Authority, Department of City Treasurer."

Which was read.

Also,

Bill No. 1438. A Resolution entitled, "Resolution providing for earned vacation pay for the former Deputy City Solicitor for the year 1978."

Which was read.

Also,

Bill No. 1439. A Resolution entitled, "Resolution providing for a Supplemental Agreement with Psychological Service of Pittsburgh to increase the authorized amount from $10,000.00 to $20,000.00 for professional services in connection with the research, preparation, evaluation, administration and validation of Civil Service entrance and promotional examinations."

Which was read.

Also,

Bill No. 1440. A Resolution entitled, "Resolution providing for a Supplemental Agreement with Central Medical Health Services to increase the authorized amount from $75,000.00 to $125,000.00 for professional services in connection with the administration and evaluation of medical examinations and tests for the Civil Service Commission's Medical Program for Police Officer candidates, Firefighter candidates and other candidates for employment and promotion."

Which was read.

**Mrs. Madoff:**

Mr. President, on Bill No. 1439 and Bill No. 1440, I don't know whether it is official or unofficial, but there is some consideration being given by the Mayor's Office not to have the classes because of the cutoff of funds, recylical funds, and I wonder if it is appropriate to vote on these and pass them if indeed they aren't going to be needed. Or, do we go ahead and vote on them and find out later that we always refund the money. Perhaps Mr. Stone might be able to address himself to that.

**Mr. Stone:**

What bills are you talking about?

**Mrs. Madoff:**

Bill Nos. 1439 and 1440, with reference to training for police, the $125,000 for CMP and the $20,000 for professional services in connection with psychological services.

**The Chair:**

Well, it hasn't been established definately that they are not going to get the money.

**Mr. Stone:**

Well, first of all, I think he said he is looking into whether or not he should fill them . . . he has not said no yet.

Secondly, to say that you are going to lose, you have a possibility of losing $2.5 Million, that doesn't mean you lost it yet.

Thirdly, to say you are losing $2.5 Million when you have over $5 Million unencumbered already that you could have spent the first seven months and you didn't spend, it seems to me you still end out with something like $3 Million plus.

I hope that the Mayor doesn't get so financially naive to say that we don't have enough money in our budget presently, where we can't go through with two more classes. That would be wrong, and I hope he wouldn't fall to that. There is ample money already for that and I think at least City Council, as it has been doing in the past, should be responsible enough to provide the wherewith to carry out the goals.

**Mr. Robinson:**

Mr. President, on that same matter, I think that certainly we all are concerned about the possible financial difficulties the City might face. But, it seems to me that there are some other avenues that possibly can be explored and I have taken the liberty to ask Mr. Buckley of the Budget Controller's Office to look at the amounts of money that we still have available for the purchase of supplies to the end of the year.

I think that quite often we think that the only way to cut overhead is to cut potential employees, and as one who has a great deal of difficulty with our unemployment situation here in the City of Pittsburgh, I certainly am concerned when we start talking about not employing people or possibly laying them off.

I think supplies is one area where we might look at easing the situation and working with the Administration to find

the necessary money, but not by sacrificing some of the goals that Mr. Stone has alluded to. And I think getting police officers and policewomen on the streets is an essential and something we need to address ourselves to.

Hopefully, Mr. Buckley will have something available for all of us tomorrow that we can look at and hopefully the Administration will see fit to work along with us in identifying where we can make cuts and where we can make adjustments taking into consideration that supplies is probably the second largest area of expenditures after personnel matters.

**Mrs. Madoff:**

I in no way want to indicate that I disagree with anything that Mr. Stone or Mr. Robinson has said. I think it is imperative that we have police protection.

However, I had heard this morning that there was a move to cut off the program, and if there was, I was wondering whether it was an order to vote today. I certainly would suggest that since the City subsidizes our zoo to the tune of a half of a million dollars a year, and the County doesn't pick up its fair share, there might be a good source of getting some money for the necessities that we all agree are needed in the City.

**Mr. Stone:**

Mrs. Madoff, let me tell you something that you may not even know. This City Council came up with $50,000 for the Convention Center. To my knowledge that was to do some PR work so that we wouldn't have any deficit in the first year. The Commissioners of Allegheny County, at least the majority of them, didn't see fit to come up with their $50,000 at that time and how are you ever going to expect them to come up with $400,000 for part of the zoo, this is kind of shocking for me, but I wish you luck.

**Mrs. Madoff:**

Mr. Stone, I would suggest that the City start charging non-residents a fee larger than whatever they are charging the City residents to get in, I think it is time. That's how we'll get our money.

**Mr. Givens:**

I have a point to make, one observation, Mr. President, and that is the fact that since we started the anti-cyclical funds which were primarily for the unemployed that the ranks of the police and firemen have almost remained somewhat the same.

**The Chair:**

Thank you Mr. Givens.

Also,

Bill No. 1441. A Resolution entitled, "Resolution providing for an Agreement or Agreements for stenographic reporting services in connection with public hearing or hearings and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1571. Report of the Committee on Public Works for August 2, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1314. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled: 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof', approved October 3, 1922, as amended and supplemented."

Which was read.

Also,

Bill No. 1347. A Resolution entitled, "Resolution vacating Childs Street between Orpwood Street and Wolf Way in the Fourth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1401. A Resolution entitled, "Resolution vacating an Unnamed Way, 12-feet in width, from Ennis Street to the westerly line of Lot No. 238 as laid out in the Walsh and Wilbert Plan of Lots as recorded in Allegheny County Plan Book Volume 4, Page 324, in the Nineteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1402. A Resolution entitled, "Resolution granting unto the Dillion Office Furniture Company, its successors and assigns, the privilege and license to construct maintain and use, at its own cost and expense, footers extending into Liberty Avenue for its proposed warehouse to be constructed at 1739 Liberty Avenue in the Second Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1403. A Resolution entitled, "Resolution granting unto Prudential Realty Company, owner of property at 700 Fifth Avenue in the Second Ward of the City of Pittsburgh, its successors and assigns, the privilege and license to construct, maintain and use, at its own cost and expense a circular planter in the sidewalk area of the intersection of Fifth Avenue and Diamond Street."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agree ably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1572. Report of the Committee on Planning, Housing and Development for August 2, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1405. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Department of City Planning for field survey and mapping in connection with Sanborn Map Company, Inc.; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1406. A Resolution entitled, "Resolution providing for a Fifth Supplemental Agreement with Opportunities Industrializaton Center, Inc., for the Model Cities Program Contractor Bonding Project by decreasing the amount provided therefor to $1,093,537, and by extending the term of the Agreement through September 30, 1978; and repealing Resolution No. 598 of 1977, Resolution No. 1235 of 1977 and Resolution No. 778 of 1978."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1429. A Resolution entitled, "Resolution providing for an agreement with the Lemington Home for the Aged, Inc., for planning, development, and renovations of a new facility for the care of the aged senior citizens and the elderly citizens with health related problems." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Regarding this bill on the Lemington Home, would the sponsor of that bill have any amendment to add to it?

**Mr. Robinson:**

Mr. President, I would just like to make a statement I don't have an amendment . . . my statement I think refers to some of the difficulties of some of the individuals seem to have with this particular piece of legislation.

First, let me say that the facility in question, or at least the agency that would be providing the new facility is 100 years old. There are only two facilities of this type in the state, and the particular facility in question is the only one in Western Pennsylvania, and I might add, the only one providing the type of service that the Lemington Home presently provides.

Certainly, I share the concern that Unspecified Local Options be used in such a way that it benefits the vast majority of people, but specifically I am

concerned that we begin to look at how we can help people as opposed to hindering them or to impede their progress.

It is rather obvious to me that this particular project is not ineligible. The question of whether or not it is eligible is one that we have had some difficulty in determining . . . not so much in terms of this specific project, but in terms of projects that we would like to fund through Unspecified Local Options. This is going to be a new facility, perhaps the only new facility in this community for some time, and certainly it would be the only new facility in at least the last 50 years. I think there are a number of spin-offs that relate specifically to the intent of the Community Development Program, one of which is to deal with housing needs, particularly the housing needs of the elderly.

If indeed there is some question as to whether or not the organization can carry out the intent of their proposal, build this facility, renovate it and make it an asset to the community, I think I would be the first to ask that the legislation be recalled, or that the money be returned. I would like the record to state that if indeed the Lemington Home for the Aged, Inc., does not fulfill their commitment to build this facility within a reasonable period of time, I will initiate such legislation as to have that $500,000 returned to Unspecified Local Options.

I think that we need to look more towards building up communities instead of tearing them down. Thousands, literally millions of dollars are spent by this City every year to tear down buildings and neighborhoods, the question is constantly asked, "What is going to replace those torn down buildings, and those torn down facilities?". I for one am willing to stand with the individual from the Lemington Home for the Aged in trying to build their community and in recognizing that there are a few people who would be willing to work along with them in building the facility and recognizing some of the very difficult problems organizations of this type have in getting the help of private industry and business to serve their particular constituencies. With all the things that I have said in mind, I have no amendment at this time, and would like to move this piece of legislation.

**Mr. Givens:**

Mr. Chairman, if I could just elaborate, and I would like to make then, an amendment to the bill itself, to put some kind of restraints on the particular money because we are talking about a half of a million dollars, and my motion would go like this: Section _____ That upon approvel of this Agreement by the Mayor, the City Solicitor and the Council of the City of Pittsburgh that Lemington Homes for the Aged, Inc., shall show matching funds by (blank) within the coming year, otherwise said money will automatically be returned to the Community Development Block Grant Program Trust Fund, Unspecified Local Option.

Time is the thing that we are concerned about here right now. It can be noted that this Council almost a year ago gave Lemington Homes, Inc., the prerogative to build on their particular site. That site authorization is good for two years, so this coming May, of 1979, they will have to get an extension on that site, or something will have to happen.

My only concern is that we have already a half of a million dollars or better outstanding in Unspecified Local Options that have not been used for several years, and I feel that any type legislation along this line should have some type of time limitation put on it. If they have to build by May of 1979, that I would submit that by 1, June of 1979, if that Incorporation does not have the money to build, that then it be recommitted automatically to that fund.

**The Chair:**

Well, is the date you are setting, June, 1979?

**Mr. Givens:**

Yes, June, 1979.

**Mr. Robinson:**

Mr. President, my only concern here is that, and I have stated this before and I guess it might as well go into record, and I'll try to say it in such a fashion that no one will be offended and that my point is well taken.

Certain projects that come before his Council seem to have more difficulty than others in getting approval and getting accepted. I expect part of that is just the normal political process. But, I think at some point when we begin to put restrictions and place limitations on organizations that we need to begin to think in terms of whether or not we are placing these same restrictions and same limitations on other organizations. If, indeed, this Council sees fit to place a restriction on the monies that would be appropriated to Lemington Home for the Aged, I would hope that this Council would also place a limitation on other organizations. I think the record should so eflect that this is a concern . . . that we have a concern about organizations and individuals spending money within a reasonable period of time, and if we are setting a precedent here today, then I think that precedent should be carried through as other projects come before it.

**Mr. Stone:**

Mr. President, if I may, I was Chairman of Planning I think, when this thing came through. They did have, financially, some limitations, but nevertheless, I think we have to be mindful of some things that are involved.

First of all, I think that Lemington Home for the Aged has been around for a while doing some good service. They have attenpted to do something here which may, in some people's eyes, be a little above their financial means, and I think we would be naive not to mention that point.

I think we should also be naive to believe that some developer is going to go, in this City, in a black area as we have here, and attempt to develop housing for blacks. Now, that is something that I think we would be naive not to also mention.

I think to place a limitation, however, in a condition on the grant, I think would end out being a worse problem, because I think that they will have some difficulties. But, I think that we have to be mindful that we do have to get some kind of housing in those areas where unfortunately they are not able to do it, nor will someone else, some private involvement do it themselves.

If I had my druthers, I'd hold it back for some time to check some other things out, including the total financing. I would prefer that however, to any amendment on some automatic revocation on it. We saw an example of the Phoenix Hill Project in which time after time, regretiably they had some problems. But I think we were naive, or we would have been naive not to expect that we were going to have those problems, because those would develop, they were expected to develop, they did, in fact, develop, but nevertheless, we now have the Phoenix Hill Project.

Lemington Home for the Aged, I hope Councilman Robinson is not saying that they have all the things together . . . they don't. I think for us to expect that they are is also not being fair, but on the other hand, I think that they are in the right direction and I'd like to see that if this money can be used properly to get that housing and it qualifies under the limitations of the federal guidelines, then I think we ought to go forward with it, but I'd suggest to Councilman Givens that it would be worse to put some automatic . . . now, I don't differ with your logic, what you are trying to say is that the money shouldn't lay stagnated and I agree, totally. I think the condition on it, however, will do more damage. I might suggest, in view of Councilman Robinson's viewpoint here, maybe that we put some time in which there comes time for a review on it as to whether or not we ought to do something with the legislation on withdrawing it rather than an

automatic revocation of it. If you are going to give the money, then I think you ought to give the opportunity to go ahead, full steam ahead, rather than putting them too far under a gun.

I happen to have been President of a Church that was built, and having gone under that burden, I wouldn't like to share that one with anyone.

**The Chair:**

Mr. Stone, if you recall, I believe you do, part of the fears and consternation of the area residents was that other institutions of this type will be put into the area and they were assured then by the people of the Lemington Home, representing Lemington Home, and Council itself that this wouldn't happen. Until that was forthcoming, we were more or less ready to hold on it. We wanted to see it go, but at the same time we still wanted to satisfy the residents. It wasn't so much new housing, or the lack of it, but they were concerned about other institutions coming in there and they didn't want them in there. It is a very good residential area and I can understand their concerns.

**Mr. Stone:**

Even those protesters never had any objections to Lemington Home for the Aged, they once thought there were too many people, that was one thing, the other one, was typical of everyone else . . . didn't want a unit.

**The Chair:**

Everyone agreed that it was needed very badly.

**Mr. Givens:**

I would be willing, Mr. President, to withdraw that motion if it would be recommitted as Mr. Stone has indicated. The only thing that I was seeking as of Wednesday was to have some type of staffing and deliberation by the Planning Department and myself, and HUD as to the availability and also as to the acceptability of this money for this particular project, and until we move that in that direction, I would submit that my amendment to the resolution be left in there for the mere reason that once you put money in any particular fund, and I have read the whole Lemington Home's Agreement, I have tremendous compassion for what they are trying to do out there, and want to do everything possible within my committee and this full Council, I am sure, to help that most worthy cause, but I think we also have to go about it in a methodical way in which we will know that what we do here in this Council is going to be bounced back with at least preliminary staffing, as to is it acceptable, or is it not acceptable, and even if it is not acceptable, can we then take appropriate measures up through, including Washington, D.C. as a pilot program to see if we could get this to be made acceptable.

**Mr. Robinson:**

Mr. Chairman, if it is Mr. Givens pleasure and if his intent is to make sure that this money is spent within a reasonable period of time, and if he will accept a compromise limit, certainly we can review this particular proposal quarterly to see if any progress is being made and if progress is not being made satisfactory to Council, certain legislation can be initiated to return the $500,000.

My position is still the same, that I don't think in this particular instance, there is justification from holding up a project that obviously needs help, that the harm that might come is not as great as the harm that will come if we delay this any further. But, if that is workable, I think certainly some kind of quarterly review makes a lot of sense.

**Mr. Stone:**

Mr. President, if I may, I have been trying to get some input relative to this development, and I just might share with this Council, we have a most complicated problem, and some people think that perhaps I am a little hard on

Steve Reichstein when we try to get some information from him. I indicated that he has no innovation, we have gotten no new development or ideas from Mr. Reichstein, its always a reaction rather than initiating a new program, and whatever we are capable of doing, he hasn't even shown the ability to show that we can do what we can do.

Just for example, and it just turns out to be that way, he held up a project for over four months with me trying to get information from him as to whether or not we could do it. And, just to show you how wrong he is, I get a message from Mr. Brophy, the head of Housing, who said that the project that I was introducing was acceptable, it was a good idea, and it was fundable. Somewhere along the line Mr. Reichstein has never gotten over to talk to Mr. Brophy about it . . . if Reichstein had his way, we'd have never had the project, that is the domiciliary care, which is provided for in the act, and intended under the act, and is welcomed by the Federal Government, but under the new guidelines introduced by our local man, our coordinator of coordinators, it was not coordinated in this city to where it could happen. But, yet, Mr. Brophy indicated that it was a wonderful idea, he indicated to me that it was a good thing I introduced it and they are looking forward to the project, he was well aware of it and welcomed it and said it was fundable, eligible, and full steam ahead. It must have been also okay, because the Mayor signed that piece of legislation already. I hope even the Mayor gets around to telling our coordinator of coordinators that this one is okay.

**The Chair:**

I share Mr. Robinson's sentiments that somewhere along the line some people give me a very uneasy feeling as to making a stepchild of this project when they haven't done it with several others.

**Mr. Bulls:**

Mr. President, if I may say so, the Lemington Home for the Aged speaks for itself, it has an illustrious history, and as Councilman Robinson said, there are only two of these type institutions in the state. I would suggest that we quit with the rhetoric and move on this right away.

**Mr. Givens:**

I withdraw my motion for an amendment for Bill No. 1429.

**Mrs. Madoff:**

I'd like to say that if this is Mr. Robinson's amendment, I would like to second it and vote.

**The Chair:**

Are you making an amendment Bill?

**Mr. Robinson:**

No, Mr. Givens has withdrawn his motion to amend.

**The Chair:**

Yours was a form of suggestion, Mr. Givens has withdrawn his motion.

**Mr. Stone:**

He is just suggesting that he will review it, I think that makes sense rather than cluttering up the bill.

**Mr. Givens:**

I am abstaining from voting because of the intent of the bill itself. I want it to be a known fact that I felt it should have been more adequately staffed and planned before me moved on the bill.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none
(One abstaining — Mr. Givens)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Robinson presented**

No. 1573. Report of the Committee on Supplies for August 2, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1430. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of Fumehoods, for the Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 1431. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Loader, for the Department of Police, and for the payment thereof."

Which was read.

Also,

Bill No. 1432. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Air Masks, less trade-ins, for the Department of Fire, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |
| Mrs. Madoff | |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 1574. Report of the Committee on Public Safety for August 2, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1396. A Resoution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh, in conjunction with the County of Allegheny, with the Pennsylvania Department of Justice, Governor's Justice Commission, for a grant in connection with the City-County Identification and Information System Project; providing for the execution of a Grant Contract and for the filing of requisitions and

other data; approving the City-County Identification and Information System Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1397. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the County of Allegheny for intergovernmental cooperation in the establishment and operation of a City-County Identification and Information System."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1575. Report of the Committee on Lands and Buildings for August 2, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1411. A Resolution entitled, "Resolution amending Resolution No. 364, approved April 12, 1978, entitled: 'A Resolution — providing for an Agreement or Agreements, from time to time, with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof', by increasing the maximum authorized amount from $5,000.00 to $12,000.00."

Which was read.

Also,

Bill No. 1412. A Resolution entitled, "Resolution providing for an Architectural Agreement or Agreements and a Contract or Contracts in connection with the Renovation of Toilet Facilities, Homewood Branch, Carnegie Library, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1413. A Resolution entitled, "Resolution providing for services from time to time, with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, by letter bid, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1414. A Resolution entitled,

"Resolution granting a License to Duquesne Light Company for the installation of three anchors on City Property in the 32nd and 29th Wards."

Which was read.

Also

Bill No. 1415. Resolution repealing Resolution No. 819, approved 8/17/77 which authorized the sale in the 5th Ward on 710 Watt Lane, Block 10-C, Lot 16, to Eugene and Bernice Poke for the sum of $300.00. Purchaser has failed to comply with agreement of sale therefore hand money in the amount of $100.00 is to be forfeited.

Which was read.

Also,

Bill No. 1416. Resolution authorizing the sale of property in the 1st Ward on Tustin Street being a vacant lot, designated as Block 2-M, Lot 228, to Mack Ventures, Inc., for the sum of $700.00.

Which was read.

Also,

Bill No. 1417. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Monroe Street between Orion and Finland designated as Block 26-K, Lot 101, to Parris D. White for the sum of $250.00.

Which was read.

Also,

Bill No. 1418. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Vincennes Way between Granite and Herron Avenue designated as Block 27-A, Lot 12 to Theodore Palmer and Pauline Y. Palmer, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 1419. Resolution authorizing the sale of property in the 10th Ward being a vacant lot in the rear of Duncan Street, corner McCandless Avenue, designated as Block 80-D, Lot 392, to Richard J. Domencic and Valarie Domencic, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 1420. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Sylvania Street designated as Block 15-M, Lot 148 to Anne M. Jackson, for the sum of $250.00.

Which was read.

Also,

Bill No. 1421. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Sweetbriar Street designated as Block 5-C, Lots 216 and 196, to Anthony Kowalecki and Theresa C. Kowalecki, his wife, for the sum of $825.00.

Which was read.

Also,

Bill No. 1422. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on George Street designated as Block 20-G, Lot 5, to Theodore T. Patterson and Betty Jane Patterson, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1423. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Pine Rue Avenue (now Rue Grand Vue) designated as Block 20-M, Lot 226, to James P. Murphy for the sum of $150.00.

Which was read.

Also,

Bill No. 1424. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Merwyn Avenue designated as Block 21-N, Lot 160, to Joseph H. Butler, for the sum of $150.00.

Which was read.

Also,

Bill No. 1425. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on the rear of Sprain Street designated as Block 6-S, Lot 317, to Carl Francis and Dolores C. Francis, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1426. Resolution authorizing the sale of property in the 27th Ward being a vacant lot on Wadlow Street Block 76-N, Lot 261, to Helen E., Norbert F. and Thomas R. Bradley, Joint Tenants with rights of survivorship, but not as tenants in common for the sum of $300.00.

Which was read.

Alo,

Bill No. 1427. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on the rear of Ringgold Street, Block 20-N, Lot 122, to Walter C. and Anna Graham, his wife, for the sum of $250.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

## MOTIONS AND RESOLUTIONS

**Mr. Robinson:**

Mr. President, if I may, before we get started on Motions and Resolutions, there seems to be to matters . . . one, in reference to the comments made by Mr. Givens earlier about Unspecified Local Options, there is an organization or a couple of organizations that have requested some Unspecified Local Options Funds to be used for transportation projects, and in light of some of the difficulties that seem to be developing, I have asked them to come in Wednesday to discuss this with Council . . . they consider this to be an emergency matter and wanted legislation introduced today. I did not feet that was appropriate, and I think Mr. Givens concerns are well taken, so I have asked them to come in Wednesday on the Post Agenda.

The other item is that some time ago, Council requested that our Director of Supplies, Mr. Wykoff provide us with quarterly reports concerning the development of a minority business and purchasing program. To my knowledge, to date, Mr. Wykoff has not submitted a report for the first or second quarter, and I would like to request that our Assistant City Clerk send a letter to Director Wykoff and remind him that there are two reports for 1978 that Council would like to have.

Also, Mr. McGrady, submitted a Audit Report of the Environmental Services Department without including any kind of report on Animal Control. I spoke with him concerning this and he gave me the impression that the reason nothing was included is that this Council has requested a special report on animal control. Again, I would like to ask the Assistant City Clerk to please forward a letter to the City Controller and request that we have this Audit Report. The reason I am asking for this report with some urgency is that the young lady who was working on it, Betty Nelson, indicated to me about three weeks ago that it was completed. I think it would be particularly appropriate in as much that the City is beginning to understand what I have been saying for some time, and that is that we have a very serious animal control problem in the City of Pittsburgh, and hopefully, this Audit Report will give us some indication as to areas in which we can improve our service. Thank you.

**Mr. Givens:**

Mr. President, this is not on the agenda, and hasn't been on the agenda, they were trying to get it on by this Monday, but it was not in time, and I had indicated to the PNA that if they could get it to this Council in time for the 2:00 session that I would introduce it, it came to me with a cover letter, minus the resolution itself, so I had to write up a resolution while we were in session right here and I have submitted it to the Council, it is an amended version. It will be inserted into the Presentations.

**The Chair presented**

No. 1576. Communication from Mayor Caliguiri informing Council of the appointment of Maryann F. Bishop of 4305 Centre Avenue as a member of the Appeals Board.

Which was read, received and filed.

**Mr. Bulls presented**

No. 1577. WHEREAS, after 15 years of dedicated service, the Reverend John O'Malley will leave his position as Administrator of St. Joseph's Catholic Church in Manchester to pursue graduate study at Notre Dame's Center for Pastoral and Social Ministry; and

WHEREAS, Reverend O'Malley's concern for spiritual and social well being has enriched the lives of many and has earned him the Thomas Merton Center's "New Person Award" for his many social activities; and

WHEREAS, his zeal and labor for social justice will be missed in our City though the spirit of his work will remain.

NOW, THEREFORE,

BE IT RESOLVED that the members of the Council of the City of Pittsburgh extends its hopes and good wishes to Reverend O'Malley in his pursuit of study at Notre Dame and sincerely thanks him for his dedication, devotion and service to the people of Pittsburgh.

Which was read.

**Mr. Bulls** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair presented**

No. 1578. WHEREAS, the Roman Catholic Church, all Christian communities, members of the Jewish faith, and all followers of religious belief join the world in mourning the death of Pope Paul VI, who left this life on Sunday, August 6, in the year of our Lord, nineteen-hundred and seventy-eight; and

WHEREAS, the spiritual leadership Pope Paul gave us in these most troubled times will be greatly missed; and

WHEREAS, Pope Paul's tireless endurance for peace and social justice

moved him to establish relations with countries throughout the world,

NOW, THEREFORE

BE IT RESOLVED that the members of the Council of the City of Pittsburgh, on behalf of the people of Pittsburgh, join the world in grieving the loss of Pope Paul VI, and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Most Reverend Vincent M. Leonard, bishop of the Catholic Diocese of Pittsburgh.

Which was read.

**Mr. Robinson:**

Mr. President, I think it might be appropriate at this time to have a moment of silent prayer for Pope Paul.

**The Chair:**

Thank you, Mr. Robinson, I think it has all been said by many leaders of the country, and many of the clergy that certainly the world has lost one of its greatest men.

**Mr. Lally** moved for adoption.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**The Chair:**

I have a bit of discussion I would like to get into . . . I just recently, this morning, had the opportunity to look at the report from the Solid Waste Committee, and I have never been so shocked in my entire life. First of all, back in '76, Mr. Lally, Mr. Caliguiri, who was then President, Pro Tempore, and Mrs. Masloff and I and some other people went to Boston, Massachusetts and looked at a solid waste plant that is producing energy for I believe the General Electric Plant of that area. Mr. Caliguiri thought it was a great idea, and Pittsburgh should share in this type of venture and decided to appoint a Committee and made Mr. Jack Robin the Chairman of that Committee. Mr. do-nothing Robin certainly overdid himself this time . . . the report is absolutely information that we knew about two years . . . that we could have gotten out of pamphlets. They told us nothing that we haven't known . . . the report was absolutely ridiculous, other than it contained facts that any six year old kid in the City of Pittsburgh knows. Now, if they were going to waste two years of the taxpayers, and two years of effort and energy, I know there were some nice people on that Committee, and I don't understand how they could come up with such a report that really is worthless. I mean, these are facts that we knew when they went in . . . we wanted something from them to tell us that we should have a plant or we shouldn't have one . . . how we were to proceed, whether we were going to start taking bids, or what have you.

I was just so put out after reading this report that after all that time and energy, for them to come up with such a report . . . why don't they just disband the Committee and allow us, even though we have lost all this time, to appoint another committee and see if we can get a sensible report from them that won't be in the terms we received from the Solid Waste Committee . . . as far as I am concerned, it was a solid waste of time.

I just couldn't believe it when I read that report, because all they were saying was what we knew going in. I don't know if the rest of you have read it yet, I only got a chance to read it today.

**Mrs. Madoff:**

Mr. President, as you know, I have a long time concern with solid waste and environmentalists.

**The Chair:**

I thought of you, Mrs. Madoff, you

wanted a report and I wanted a report, and then when we got the report it was a report of nothing.

**Mr. Lally:**

Mr. President, just one minute, did we get the full report from Mr. Robin's Study Committee, I don't think we did, I think we only got a partial one.

**The Chair:**

We got sort of a sketchy outline.

**Mrs. Madoff:**

I expressed an interest in re-activating that committee, because I understand that Mr. Lucchino was active in that committee, and he left, and there were a lot of politics going on at that time, and the Committee had disintegrated . . . Mr. Robin went to the hospital, etc. Having a special interest in that area, I contacted Mr. Robin and there was a meeting held in the Mayor's Office one morning, which I was given the courtesy of an invitation. They had a presentation which I think you would have found very interesting, it was a demonstration, rather large scale operation where they were burning the garbage and still having enough energy kilowatts left over to sell to the local utility. Mr. Don Berman whom you know and respect, I'm sure, was there and he pointed out sort of in a hushed voice that there were other systems very similar to that and that were as good, if not better.

I have a young man on my staff by the name of Mark Paulick, who is a second year law student, and I have assigned to him the job of pulling together what I consider, all the material I can lay my hands on in solid waste. Having worked with the League of Women Voters, GRIP, who have unmasked a great deal of information, we have laid our hands on everything. I was part of that original Wheelabrator-Frye Study that was done when Mayor Flaherty was here. We've got all that material, he is now in Europe for three weeks, when he gets back, he is going to put the study together, and give everyone in City Council a chance to look at it and hope you will come up with some recommendations, and maybe we will hold a public hearing, Mr. President.

**Mr. Stone** moved for approval of the minuets of Monday, July 24, 1978.

**Mr. Lally** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, August 14, 1978 No. 33



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, August 14, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

The meeting as opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1579. Report of the Committee on Finance for August 9, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1467. A Resolution entitled, "Resolution providing for the issuance of warrants in favor of various Contractors in the aggregate amount of Four Hundred Thirty-Three Thousand Fifteen Dollars and Seventy Cents ($433,015.70) in payment for the emergency rental of equipment furnished for the benefit of the City in connection with snow removal from the City streets, and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes none
(One Abstaining—Mr. DePasquale, Pres't)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1484. A Resolution entitled, "Resolution authorizing issuance of a warrant in the amount of $6,800.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204 in payment for the demolition and removal of Row of 2 story brick dwellings (4) located at 1421-23-25-27 Sedgwick St., Ward 21, for the benefit of the City, without previous authority of law; and providing for the payment thereof."

Which was read.

Also.

Bill No. 1485. A Resolution entitled, "Resolution authorizing issuance of a warrant in the amount of $2,800.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204 in payment of contract for the demolition and removal of 3 story brick store and dwelling located at 1747 Fifth Avenue, Ward 3, without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1486. A Resolution entitled, "Resolution authorizing issuance of a warrant in the amount of $9,674.00 in favor of James Karis, Inc., 3231 West Carson Street, Pittsburgh, PA 15204 in payment of contract for the demolition and removal of Row of Six — 2½ story Brick Dwellings (Partially Collapsed) located at 1918-20-22-24-26-28 Manhattan Street, Ward 21, without previous authority of law, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1487. A Resolution entitled, "Resolution transferring the total sum of $160,000.00 from various Capital Projects to the City County Building Weatherization Program, Capital Project No. LB 78-09, Department of Lands and Buildings."

Which was read.

Also,

Bill No. 1488. A Resolution entitled, "Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees, to Code Account 1360-1 Premium Pay, Department of Lands and Buildings."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1507. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Dan Construction Company, Inc., 4925 Carlyn Drive, Pittsburgh, PA 15236, in the amount of $575.00 in payment for two 8" cuts and plugs and one 6" cut and plug installed for the benefit of the City in connection with the Perrysville Avenue — Federal Street to Federal Street Extension Project, City Controller's Contract No. 21916, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1508. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Meyers Plumbing & Heating Supply Company, 2127-2135 Fifth Avenue, Pittsburgh, PA 15219 in the amount of $561.85 in payment for curb boxes, curb cocks and self-lighting torches furnished for the benefit of the City in connection with the repair of water service lines and providing for the payment thereof."

Which was read.

Also,

Bill No. 1509. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Casciato Construction Company in the amount of $20,056.90 in payment for work performed at King Estate, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1510. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Cost Mechanical Contractors in the amount of $4,200.00 in payment for work performed at Frick Park Nature Center, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1511. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Feldman Electric in the amount of $85.00 in payment for work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1512. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Ralph Plumbing & Heating Co., Inc., in the amount of $2,638.45 in payment for work performed at South Side Market House, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1528. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of David John and Jonna Lynn Reber in the sum of $850.00 in settlement of claim for damages and providing for payment thereof."

Which was read.

Also,

Bill No. 1529. A Resolution entitled, "Resolution providing for the issuance of warrants in the aggregate amount of $11,955.25 in favor of persons who provided testing and proctoring services for the benefit of the City in connection with the Civil Service Commission Fire Fighter Physical Performance Examination without previous authority of law and providing for payments thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1530. A Resolution entitled, "Resolution authorizing and directing the City Controller to transfer from time to time amounts not to exceed the aggregate sum of $37,000 from the 1978 Community Development Block Grant Unspecified Local Option, Code Account CC-78-01 to CETA-T.2 Trust Fund to pay wages and fringe benefits paid to CETA enrollees assigned to the City Department of Housing."

Which was read.

Also,

Bill No. 1531. A Resolution providing for the transfer of the aggregate sum of $150,000 from the various code accounts listed below to Code Account No. 1099-2, Overauthorized Wages and Salaries in the Department of Personnel and Civil Service Commission to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000 per annum."

Which was read.

Also,

Bill No. 1532. A Resolution entitled, "Resolution transferring $10,000 from Code Account No. 1060, Salaries, Regular Employees, Department of City Treasurer to Code Account No. 1061, Salaries, Temporary Employees, Department of City Treasurer."

Which was read.

Also,

Bill No. 1533. An Ordinance entitled, "An Ordinance authorizing the City Treasurer to initiate the transfer of the active and inactive City of Pittsburgh Liquid Fuel Tax Trust Fund from Mellon Bank, N.A. to Equibank, N.A."

Which was read.

Also,

Bill No. 1535. A Resolution entitled, "Resolution authorizing the solicitation of proposals for $2,403,000, Principal A-

mount, General Obligation Bond Anticipation Notes of 1978, Series A, providing for the payment of the expenses of such sale and repealing inconsistent resolutions."

Which was read.

Also,

Bill No. 1537. A Resolution entitled, "Resolution amending Resolution No. 1305, approved December 30, 1977, entitled, 'Resolution providing for an Agreement or Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Inc., Community Human Services, Point Park College, Friends of Peace, and Hill District Citizens Development Corporation for the implementation of the Comprehensive Employment and Training Act Title III, Subpart 3 of the Youth Employment and Demonstration Project Act of 1977 (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1538. A Resolution entitled, "Resolution amending Section 1 of Resolution No. 40, approved January 30, 1978, entitled 'Authorizing and directing the City Controller to transfer from time to time amounts not to exceed the aggregate sum of $611,000 from Code Account No. 1099-2 and an amount not to exceed the aggregate sum of $421,726 from Code Account No. 1420 to CETA-T 2 Trust Fund and CETA-T 6 Trust Fund to pay wages and fringe benefits paid to CETA participants over the authorized federal salary of $10,000 per annum', by increasing the aggregate sum to be transferred from Code Account No. 1099-2 from $611,000 to $761,000."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1588. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Nicholas J. and Despina Koutavas in the sum of $550.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1559. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of United States Fidelity and Guaranty Company and Lorna Young in the sum of $922.90 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1560. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and William Quinlan in the sum of $667.82 in settlement of claim for damages and providing for payment thereof."

Which was read.

Also,

Bill No. 1561. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Erie Insurance Group and Barbara Thomas in the sum of $578.18 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1562. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of General Accident Group and Communicators Pittsburgh in the sum of $514.70 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1563. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Erie Insurance Group and Nancy Lelah Grimm in the sum of $786.28 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also,

Bill No. 1468. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Dan Construction Company, Incorporated, in the amount of One Thousand One Hundred Twenty-Five ($1,125.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the Repaving of Perrysville Avenue from Federal Street to Federal Street Extension; and providing for the payment thereof.

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1580. Report of the Committee on Public Works for August 9, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1469. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, entitled 'approving 1976 Capital Improvement Projects; allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional Service Agreements in connection with said Projects; providing for contracts for implementing said Projects, and providing for the payment of the costs thereof,' by reallocating funds and creating an additional project for the Department of Public Works."

Which was read.

Mr. President:

I move to amend Bill No. 1469 by adding, in Section 1, after the words, "Public Works 78-38" the words "sewer cleaning equipment".

Mr. Robinson seconded the motion.

Which motion prevailed.

Also,

Bill No. 1470. A Resolution entitled, "Resolution further amending Resolution No. 764, approved September 29, 1976, as amended by Resolution No. 905, effective November 19, 1976, which presently reads as follows: 'A Resolution providing for a Contract or Contracts for materials, equipment purchases, equipment rentals and asphalt planing for Accelerated Street Resurfacing (PW 76-26) not to exceed Three Hundred Thousand ($300,000.00) Dollars from Bond Fund No. 227-100, General Obligation Bonds of 1973, Series A', by reducing the total cost authorized to Two Hundred Twenty Six Thousand ($226,000.00) Dollars."

Which was read.

Also,

Bill No. 1471. A Resolution entitled, "Resolution providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation in connection with the participation by the City in various Federal Aid System Projects for the costs involved including Preliminary Engineering, Right-of-Way Acquisition, and Utility Relocation and providing for the execution of Supplemental Agreements concerning said projects."

Which was read.

Also,

Bill No. 1472. A Resolution entitled, "Resolution accepting the dedication of property for public highway purposes for the relocation of Mend Way in the Eighth Ward of the City of Pittsburgh, and opening and naming the same."

Which was read.

Also,

Bill No. 1551. A Resolution entitled, "Resolution amending Resolution No. 498, effective May 17, 1978, as amended by Resolution No. 804, effective July 27, 1978, entitled, 'Resolution providing for a Contract or Contracts for the resurfacing of various City streets and park roads with bituminous materials including regrading, recurbing, asphalt planing and other work incidental thereto', by changing the source of funding to indicate PW 78-07 and 1978 CDPW and by permitting the utilization of existing Contracts."

Which was read.

Also,

Bill No. 1552. A Resoultion entitled, "Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 269, effective March 27, 1978, entitled, 'Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Fund'; by redefining the types of funding for various Department of Public Work's Projects."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1581. Report of the Committee on Planning, Housing and Development for August 9, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1475. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bedford and Crawford Associates for the sale of Parcels 5, 8, 9 and 10 in the Third Ward of the City of Pittsburgh in a part of Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1476. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bedford and Crawford Associates for the sale of Block 9R Lot 120 in the Third Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1477. A Resolution entitled, "Resolution approving the entering into an Agreement by and between Urban Redevelopment Authority of Pittsburgh and Tom Mistick and Sons, Inc., in which Urban Redevelopment Authority of Pittsburgh provides the difference between the market value and the certified development cost for housing to be constructed in the Fourth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

On this bill, they are talking about homes being constructed in the 4th Ward . . . where in the 4th Ward?

**Mr. Stone:**

Lawn Street.

**Mrs. Madoff:**

No, that is the solar house.

**Mr. Lally:**

That is down on Frazier Street.

**Mrs. Madoff:**

I have a question on that, I had asked the people who presented this bill to supply us, City Council, with some information. One of the questions was, would Duquesne Light, who is the back up system on if they were using electric, is doing the monitoring. They said that could be arranged, but they have not had confirmation.

In other words, what percentage of the solar system would be providing the heat for either the hot water or the hot air?

The other question was, the $20,000 for the solar system, does that include the back-up system? The reason I ask is that I'm involved in a system where our figures are substantially less, and I would like to have a comparison . . . we never did get that figure.

I would not like to hold it up, because we are going to be gone, but I do think it is important that we get those answers.

**The Chair:**

Mr. Givens, do you care to respond?

**Mr. Givens:**

Well, it was indicated to me that the total cost is some $70,000 for the home, of which $40,000 will be subsidized. Most of that money or just about half of that money, generally speaking is going to be subsidized. So, around $10,000 or so would be going into the solar system itself.

I have heard complaints from other people that on the bidding on this particular thing . . . was it bid? I don't know if it was or if it was not, this was over the weekend and I cannot confirm or deny any of those, but I think any system that would go in has to be tested. I think this is the prime example. I am sure there will be other projects along this line, that will use other systems and other designs, until wherein we can find the best design there is . . . this is only one of many designs I'm sure and we could sit here and debate which ones are better. I think we have to go in and test at least one out, and when the next home would come up, we will see if we can spread that particular work around to other designers and people who are innovative in this particular field.

**Mrs. Madoff:**

Mr. President, the reason I believe that there was no bidding on that is that I was involved in trying to get the Greater Pittsburgh Realtors to build four solar houses. That went back over 2 years, they could not get anyone interested . . . they didn't want to risk their money. You need to get someone who is willing to do it and undertake it with the risk involved of being responsible. I guess Mistick said he would do it. I don't think it is a bidding situation. It is a matter of finding somebody who will do it.

But, my question pertained to the fact that we were told that the sum for the energy, the solar system, was $20,000. What I wanted to know . . . how much of that was for solar and how much of it was for the back-up system, and I think we should get an answer to that.

If we can get it when we come back. I don't think it is pertinent to delaying the project, certainly we need to experiment with many systems.

**Mr. Givens:**

Well, we want to get continuous progress reports on this as to the efficiency of the house. The reason they built it where they did, was because it is a middle income area as to housing, and it fits the average profile of the houses in the City of Pittsburgh at large. This is sort of a model type home, and I for sure, for one, will be wanting progress reports. Carnegie Mellon University will be monitoring the whole program, sensing devices have been built into the system, wherein, technically, and engineering wise they will be able to tell the amount of energy that is being saved. It is not only the solar system, it is the whole house. The construction of the house, the materials that they are using . . . the walls, the type of insulation . . . this is all different, unique and new. They will compare this to existing homes around the same area.

**Mr. Lally:**

Jeep, you didn't forget to tell them that the sun only shines in Oakland.

**Mr. DePasquale:**

Well, they call Panther Hollow sun valley . . .

**Mr. Givens:**

You don't need the sun to shine in order to get solar energy.

Mr. DePasquale:

We'll make our own sun.

Also,

Bill No. 1478. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Tom Mistick and Sons, Inc., for the sale of Block 29C, Lots 238B and 239 in the Fourth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1479. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Donald A. Bush and Lenora Ivey Bush for the sale of Parcel 219 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1480. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Albertha Graham for the sale of Parcel 175 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1481. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Rosetta H. Randall for the sale of Parcels 173a, 173b and 174a in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1482. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lowell T. Williams for the sale of Parcel 36 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

Also,

Bill No. 1483. A Resolution entitled, "Resolution amending Resolution No. 527 approved May 22, 1978, entitled, 'A Resolution providing for the Mayor and the Director of the Department of City Development to enter into an agreement or agreements with the Urban Redevelopment Authority of Pittsburgh to provide for the engineering and design studies of Herr's Island and providing for the payment of the cost thereof.' "

Which was read.

Mr. Givens:

I move to amend Bill No. 1483 by adding, Department of City Development.

Mr. Lally seconded the motion.

Which motion prevailed.

Also,

Bill No. 1287. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(14) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, for construction of a three story medical office building on the 20 acre campus of St. Margaret's Memorial Hospital on property zoned

"S" Special District having 582.79 feet of frontage on the northerly side of Freeport Road and 1212.95 feet of frontage on the easterly side of Delafield Avenue, 12th Ward."

Which was read.

Also,

Bill No. 1553. A Resolution entitled, "Resolution amending Resolution No. 1267 of 1977 as amended by Resolution No. 483 of 1978 as amended by Resolution No. 829 of 1978, entitled 'Providing for the filing of an Application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1978 Community Development Block Grant Program' so as to reallocate funds for the Department of Public Works and to add an additional project."

Which was read.

Also,

Bill No. 1554. A Resolution entitled, "Resolution amending Resolution No. 831, approved July 31, 1978, entitled: 'Resolution providing for a Cooperation Agreement with Community Human Services, a non-profit organization for the renovation of a building located at 372 Lawn Street, Pittsburgh, PA 15213 for domiciliary care of area residents' by revising Section 1 to accurately reflect the City Trust Fund from which the cost of said agreement is to be paid." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1564. A Resolution entitled, "Resolution authorizing the Mayor and the Community Development Coordinator to enter into an Agreement or Agreements with the Polish Hill Association for the purpose of providing a multipurpose and senior citizens recreation center."

Which was read.

Also,

Bill No. 1569. A Resolution entitled, "Resolution providing for an Agreement, as amended with the Pittsburgh Neighborhood Alliance for the planning and conducting of a series of neighborhood workshops on the Community Development Block Grant Program Trust Fund, Unspecified Local Options."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 1582. Report of the Committee on Supplies for August 9, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1522. A Resolution entitled, "Resolution amending Resolution No.

303, approved March 30, 1978, entitled 'A Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Police Vans, Sedans and Van Conversions, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof', by increasing the amount to $370,000.00 from 345,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1523. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for furnishing and delivery of Kitchen Equipment, for the Pittsburgh Zoo, Department of Zoological Park Commission, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

On this bill, I would like to request that we have a hearing scheduled, or a post agenda hearing scheduled with Louise Brown, the Zoo Commission, and parties in the Budget Office who would be concerned to address the study that showed that 2/3 of the persons using the zoo are County residents as opposed to 1/3 in the City and the fact that we have a half million dollar deficit a year to pick up . . . to see about getting the County to pick up a larger share.

**The Chair:**

The clerk is so ordered.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes one
(Mrs. Madoff voting no)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1524. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Automotive Equipment, Dump Bodies, One Ton, for the Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 1525. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Turbine Pumps, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

Also,

Bill No. 1526. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Cash Register, for the Pittsburgh Zoo, Department of Zoological Park Commission, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Robinson:**

Mr. President, I move to amend Bill Nos., 1522, 1523, 1524, 1525, and 1526 to read as follows:

Any agreement instructing or allowing the contractor, bidder, or potential contractor or bidder to proceed with the delivery of services, equipment, or other items to the City of Pittsburgh or its departments without the benefit of a contract will be in writing, in triplicate. One copy is to be filed with Council, one copy is to be filed with the Director of the Department of Supplies, and one copy is to be filed with the City Controller's Office. The liability for failure to perform agreed upon services, or to deliver equipment, or other items will rest with the supplier or contractor.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Madoff** presented

No. 1583. Report of the Committee on Water for August 9, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1555. A Resolution entitled, "Resolution providing for a contract or contracts for the relaying of a water line on the Elizabeth Street Bridge; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1556. A Resolution entitled, "Resolution providing for a Consultant Contract with Touhill, Shuckrow and Associates, Inc., to assist the City of Pittsburgh in formulating a plan of action designed to answer pertinent ques-

tions related to the maintenance of a safe, asthetically acceptable, and econnomically efficient public water supply system, and providing for the payment of the cost thereof from RSFP Trust Fund, Department of Water."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 1584. Report of the Committee on Parks and Recreation for August 9, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1513. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 727, effective July 7, 1978, entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds' by correcting the amount in PR77-01, Department of Parks and Recreation."

Which was read.

Also,

Bill No. 1514. A Resolution entitled, "Resolution supplementing and amending Ordinance No. 106, approved February 27, 1975, entitled, 'Providing for the acceptance from the School District of Pittsburgh for a nominal consideration of a deed conveying certain property in the Twenty-fourth Ward at Claim and Hatteras Streets, designated as Block 47-S, Lot 249, for public park purposes; providing for the payment of closing expenses; and providing for the lease of said property by the City of Pittsburgh to Troy Hill Citizens, Inc., for a term of twenty (20) years at a nominal consideration for development as a public park,' by the addition of provisions which authorize the City to assist Troy Hill Citizens Inc., in the development and maintenance of the said park and to amend the lease to effectuate the same."

Which was read.

Also,

Bill No. 1515. A Resolution entitled, "Resolution amending Ordinance 232 approved May 9, 1975, entitled: 'Providing for a contract or contracts for a Tree Planting program at various locations on property of the City of Pittsburgh within the limits of various parks, avenues, streets, courts, ways, etc., and providing for the payment of the cost thereof', by decreasing the allocation to $154,925."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1516. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new monkey exhibit at the Pittsburgh Zoo and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

I voted against the monkey cages before, and I'm voting against them again until we have the hearing with the people I mentioned earlier.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes one
(Mrs. Madoff voting no)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1517. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the reconstruction of Cowley Swimming Pool and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1518. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the construction of a gym and multipurpose addition to the Henry Kaufmann Neighborhood House and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1519. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the repair of a retaining wall at Granville Playground and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1536. A Resolution entitled,

"Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Program or the Director of the Department of Parks and Recreation to enter into an Agreement or Agreements in a form approved by the City Solicitor with Carson Plaza, Inc., for rental of space and operation of a kitchen facility and to further enter into an Agreement with Lutheran Service Society and/or its affiliate, Meals on Wheels, South Side, for same to benefit Senior citizens, those on low income, and the handicapped."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Bulls presented**

No. 1585. Report of the Committee on Public Safety for August 9, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1465. A Resolution entitled, "Resolution providing for an Agreement with the Western Pennsylvania Safety Council for the presentation of a Defensive Driving Course in connection with the City Police Recruit Training Program; and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Lally presented**

No. 1586. Report of the Committee on Lands and Buildings for August 9, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1490. Resolution authorizing the sale of property in the 4th Ward being a vacant lot on Bohem Street designated as Block 29-G, Lot 5, to Phillis Novak for the sum of $200.00.

Which was read.

Also,

Bill No. 1491. Resolution authorizing the sale of property in the 4th Ward being a 2 story asbestos shingle house, #3509 Wakefield Street, designated as Block 29-G, Lot 209, to Frank & Mary E. Scruggs, for the sum of $400.00.

Which was read.

Also,

Bill No. 1492. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on North Lang Avenue designated as Block 173-N, Lot 123, to Troy L. and Flossie N. Stewart, for the sum of $550.00.

Which was read.

Also,

Bill No. 1493. Resolution authorizing the sale of property in the 15th Ward being two lots on Millington Road designated as Block 55-D, Lots 195 and 196, to Simon Eichenmiller and Anna Eichenmiller, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 1494. Resolution authorizing the sale of property in the 16th Ward being a vacant lot on E. Carson Street, designated as Block 12-L, Lot 254, to Thomas J. Mooney for the sum of $3,000.00.

Which was read.

Also,

Bill No. 1495. Resolution authorizing the sale of property in the 16th Ward being 2 2-story brick houses on 2830-2832 Larkins Way, designated as Block 12-S, Lot 125-A and 12-S, Lot 125-B, to Kieth J. Moss for the sum of $800.00.

Which was read.

Also,

Bill No. 1496. Resolution authorizing the sale of property in the 17th Ward being vacant land on Kimbol Street designated as Block 14-H, Lot 204, to St. Michael's Cemetery, Reverend Robert W. Herrmann, Trustee, for the sum of $600.00.

Which was read.

Also,

Bill No. 1497. Resolution authorizing the sale of property in the 18th Ward being a vacant lot on Frampton Street designated as Block 15-P, Lot 55, to William H. Evans and Theresa O. Evans, his wife, for the sum of $550.00.

Which was read.

Also,

Bill No. 1498. Resolution authorizing the sale of property in the 18th Ward being vacant land on Frampton Street designated as Block 15-P, Lots 57, 62, 63 and 65 to William H. Evans and Theresa O. Evans, his wife, for the sum of $1,300.00.

Which was read.

Also,

Bill No. 1499. Resolution authorizing the sale of property in the 18th Ward, being a vacant lot on Estella Street between Michigan and Vandalia, designated as Block 15-S, Lot 151, to Albert Evans and Theresa A. Evans, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 1500. Resolution authorizing the sale of property in the 19th Ward being a vacant lot in the rear of Suburban Avenue, Block 35-H, Lot 220, to Carol Ann Hunter for the sum of $450.00.

Which was read.

Also,

Bill No. 1501. Resolution authorizing the sale of property in the 19th Ward on Canton Avenue designated as Block 35-E, Lots 109-110 and 111, to Frank L. Rusin and Anna M. Rusin, his wife, for the sum of $600.00.

Which was read.

Also,

Bill No. 1502. Resolution authorizing the sale of property in the 19th Ward being vacant land on Ferncliff and Fernhill, designated as Block 61-F, Lots 202, 203 and 209, to Edward and Janet Helbig, for the sum of $1,650.00.

Which was read.

Also,

Bill No. 1503. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Sacramento Street designated as Block 21-N, Lots 317, 318 and 319, to Thomas C. and Mary E. Spangler, for the sum of $750.00.

Which was read.

Also,

Bill No. 1504. Resolution authorizing the sale of property in the 20th Ward being a vacant lot on Newcome Street, corner Huxley, designated as Block 41-B, Lot 8, to Richard R. and Doris B. Martin, for the sum of $350.00.

Which was read.

Also,

Bill No. 1505. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Merwyn Avenue designated as Block 21-N, Lots 123-124-125 and 126, to Regis J. Conlon and Josephine F. Conlon, his wife, for the sum of $725.00.

Which was read.

Also,

Bill No. 1506. Resolution authorizing the sale of property in the 25th Ward, being a 2 story frame house on Sprain Street, designated as Block 46-S, Lot 319, to Oscar J. and Mildred Fletcher, his wife, for the sum of $750.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a mapority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

No. 1587. WHEREAS, this Council on behalf of the people of Pittsburgh joined in the world's grieving for the death of Pope Paul VI by unanimous resolu-

tion, adopted August 7, 1978; and

WHEREAS, City Council and the Mayor are sensitive to the deep mourning and feelings shared by citizens in our City who regard the deceased Pope to have been a great spiritual and moral leader; and

WHEREAS, it is never the intention of this legislative body or the Mayor to censor the free press, nonetheless, this legislative body and the Mayor maintain their freedom to comment on matters concerning the press,

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the members of the Council of the City of Pittsburgh express their annoyance at the illustration in the editorial section of the Post Gazette of August 8, 1978, noting that this illustration was irreverent, distasteful and most untimely considering the very recent and unfortunate death of Pope Paul VI; and

BE IT FURTHER RESOLVED that we hope and trust that the editors and cartoonist of the Pittsburgh Post Gazette will be responsible and more sensitive to the feelings of its subscribers on such delicate matters in the future.

Which was read.

**Mrs. Madoff:**

I believe that the newspaper, Post Gazette, in its editorial policy and its tremendous write up about the Pope, who certainly was a great spiritual and moral leader which was never disputed. As a matter of fact, I think they mourned and expressed that type of respect to the Pope.

I think the cartoon is being interpreted incorrectly. I think its a commentary on the hypocrisy of people, not on the hypocrisy of the Catholic Church or the Pope, and I think it would pertain to any religion. I think what they are saying, as I interpret it, and people that I know have interpreted it, is that people say one thing while somebody is living and another thing after they are dead. We see this in everyday life with friends that we've known. We may say one thing, and then they die and say what a great person. I think it was the hypocrisy of the people, and I think it was being misinterpreted.

**The Chair:**

My only comment is that I think it was the poorest taste in a cartoon that I've ever seen in my life, whether it was about the Pope, or whoever it was . . . whoever was responsible for allowing it to get in the paper should be . . . as I said we should have flogged Mr. Robin, we should flog that party too. it is a disgrace.

They sit over there, they've got that pen in their hands, and they think they can do anything they want, and say anything they want, just poke people all the time, and cartoons like that . . . he's a real great guy, I'd like to meet him someday . . . in a phonebooth.

**Mr. Robinson** moved for adoption.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mr. Robinson** presented

No. 1558. WHEREAS, God has so decided to remove from this worldly domain the body of Mrs. Margaret Milliones, a member of the Pittsburgh Board of Public Education, and

WHEREAS, Mrs. Milliones gave of herself, both physically and mentally, to the people of Pittsburgh since her election to the Board of Public Education, and

WHEREAS, her family has suffered a tremendous and terrible loss and have wholeheartedly supported her efforts to provide quality education for all pupils in the Pittsburgh Public Schools, and

WHEREAS, persons of her exceptional talents and skills are uncommon and deeply appreciated in the City of Pittsburgh.

NOW, THEREFORE

BE IT RESOLVED that this Council, on behalf of the citizens of this City, do honor Margaret Milliones and extend our condolence to her family and acknowledge our profound grief at her passing.

Which was read.

**Mr. Robinson:**

Could we please have one moment of silent prayer for Mrs. Milliones?

**The Chair:**

All rise . . . thank you.

**Mr. Robinson** moved for adoption.

**Mr. Bulls** seconded the motion.

Which motion prevailed.

**Mr. Robinson:**

Mr. President, if I might, there is also a proclamation which Mr. Welty would like to present on behalf of the Mayor, and I also have a gold seal resolution I would like to present to Miss Nancy Wilson who is in our presence today, if she will come forward.

**Mr. Welty:**

Nancy, on behalf of Mayor Caliguiri, I am pleased to join with the members of City Council in welcoming you to Pittsburgh, and congratulating you on your 25th Anniversary in show business. We look forward to your return to Pittsburgh on August 24th.

The Mayor has asked me to read this proclamation to you, as designated August 24th is Nancy Wilson Day in the City of Pittsburgh, and if you will give me just a minute, I will be glad to read this . . .

By virtue of the authority vested in me as Mayor of the City of Pittsburgh, I do hereby proclaim Thursday, August 24, 1978 as Nancy Wilson Day in the City of Pittsburgh in recognition of the 25th Anniversary in show business of this internationally known stage, recording and television artist to give public commendation of her continuing interest and concern for underpriviledged young people, and to focus attention on her appearances this day at Heinz Hall, with her first performance proceeds benefiting Young Life, Inc., Urban Inner-City Chapter.

In witness whereof I have set my hand and caused the seal of the City of Pittsburgh to be affixed.

Richard S. Caliguiri
Mayor

**Miss Wilson:**

Someone asked me earlier today, did I feel like I was from Pittsburgh now, and all I could say was, I married Pittsburgh, but my father and my mother wouldn't be too happy if I decided I was no longer from Ohio. But, I would like to thank you very much . . . I intend to do my best on the 24th, as my husband did in all the years he lived here, he and I will continue doing our work throughout the country for young people.

Thank you very much.

**The Chair:**

I was hoping Miss Wilson would have sang us a song.

**Miss Wilson:**

On the 24th.

**Mr. Robinson** presented

No. 1589. WHEREAS, Ms. Nancy Wilson has attained prominence and acclaim as an international singer and performer, and

WHEREAS, she has been honored on numerous occasions and in 1963 was designated by both Downbeat and Playboy magazines as one of the top female vocalists in the United States, and

WHEREAS her numerous efforts on behalf of worthwhile community efforts and humanitarian endeavors are known nationally, and

WHEREAS she is married to the Reverend Wiley Burton, one of our native sons, and

WHEREAS Ms. Wilson will grace our City on August 24, 1978 by celebrating her 25th Silver Anniversary as an entertainer at Heinz Hall,

NOW, THEREFORE

BE IT RESOLVED by this Council, on behalf of the residents of the City, that we do recognize and honor Nancy Wilson and to resolve that August 24, 1978 will be NANCY WILSON DAY in the City of Pittsburgh.

Which was read.

**Mr. Robinson** moved for adoption.

**Mr. Bulls** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

Mr. President, if I may, I think all of you knew, this past Wednesday, when we had Director Wykoff here, and I was extremely shocked by the abortive attempt that he did in what I would call outright lying to this Council last Wednesday . . . and it wasn't until after we did some deep probing that we found out that what he had originally represented to this Council was grossly unfair and untrue.

We have since checked the matter and after that Wednesday meeting, I had a discussion with the City Solicitor, and he informed me of an additional fact that we did not know at the table . . . that was that allegedly the supplier was having difficulty finding a performance bond. I'm a little shocked how we can, to certain suppliers, to say that you have not complied with the strict proposal, and yet on someone else, on a serious matter such as a performance bond, you can let them, number one, go past the ten day deadline in which they must respond . . . we give them that courtesy of sending them another copy, and then we give them a courtesy until City Council forces it, another month and a half.

I am now presented with a copy of a bid bond, and its rather interesting that it only came in after our meeting. There is some question of whether or not they aren't being slightly lenient in the bond as it is right now.

I think that what's been happening here, we ought to start looking a little bit closer on the kind of favoritism that applys to one and not to the other one.

**Mr. Coyne:**

Mr. President, along that line, I guess it would come under the heading of unresponsiveness of Directors within the agencies, different departments of the City of Pittsburgh, I am sure the members of Council will remember at the hearing for the Bloomfield Garfield Corporation when they were here about Police protection in their neighborhood . . it was requested by Council that we get a breakdown of the number of patrolmen who answer roll calls at #3 and #5 Police Stations. As the Mayor was here, and Superintendent Leonard, it was indicated to us that that shouldn't be any big problem to accumulate those statistics and get them to us.

When I asked Superintendent Leonard when he could get that, he said maybe about a week. Well, its been 3, going on 4 weeks since that happened. But as late as last Wednesday when Super-

intendent Leonard was here and the question was asked, what stage is the procurement of that information in, he said it was in his secretary's typewriter and would be to us on Thursday morning. That information is still not in the hands of the members of Council, and a call to Superintendent Leonard's office this morning indicated that he gave it to Superintendent Coll on Friday and we still haven't received it.

I think it is important that when we are not responded to as members of Council, or as a body of Council, it ought to be pointed out as reluctantly as it is that we have to make these points publicly. I think it is our duty to bring that up when Directors are not responsive to the wishes of Council.

**Mrs. Madoff:**

Mr. President, are you going to discuss the Solid Waste situation today, after the meeting is over, as a motion, or are you going to let it go until after we come back.

**The Chair:**

We are going to let it go until after the recess.

**The Chair:**

I might say something I'll regret.

**Mrs. Madoff:**

Its all right if you say something you regret, but don't say something for me that I regret, because I never made the statement.

**The Chair:**

I didn't quote you, I was misquoted. I believe the reporter picked it up from what you had said at that meeting. He merely asked me, and I said perhaps Mrs. Madoff may be seeing things a little more my way. That's all I told him, I didn't go into elaboration as he stated in the column.

I told you before, I have never been quoted correctly in the papers, and the day that I do, I'll drop dead, and I'll probably make a lot of people happy by doing so.

I want to say on behalf of City Council, I think we all extend a debt of gratitude to Miss Wilson for coming here, during her busy schedule today, I think it was very nice of her.

One other thing, Mr. Givens, you are very familiar with the cartoons in the Pittsburgh Post Gazette, and I do have to say this, that I think that the Pittsburgh Post Gazette had the greatest cartoonist that ever lived in Cy Hungerford, and now they are going in the opposite direction, they have the worst. So you see, they are flexible.

Mr. Stone moved to approve the minutes on Monday, July 31, 1978.

Mr. Givens seconded the motion.

Which motion prevailed.

Mr. Coyne moved to adjourn the meeting until September 5, 1978 at 2:00 P.M.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, September 5, 1978 No. 34



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Tuesday, September 5, 1978

PRESENT:

| | |
|---|---|
| **Mr. Bulls** | **Mrs. Masloff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale** |
| **Mrs. Madoff** | **President** |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1590. Resolution transferring the sum of $1,000.00 from Code Account No. 1468, Equipment to Code Account No. 1470, Uniform Allowance, within the Department of Fire.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 1591. Resolution providing for issuance of a warrant in favor of J-Jac Construction Corporation, in the amount of One Hundred Twenty Three Thousand Seven Hundred Twenty-Nine Dollars and Nine Cents, in payment of Additional Work furnished for the benefit of the City in connection with the reconstruction of Centre Avenue, from North Craig Street to Penn Circle; and providing for the payment thereof.

Also

No. 1592. Resolution transferring the amount of Ninety Thousand ($90,000.00) Dollars from and to Code Accounts within the Bureau of Operations, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Coyne moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also.

No. 1593. Resolution transferring the sum of Ten Thousand ($10,000.00) Dollars from Code Account No. 1167 — Wages, Regular Employees, Division of Collection and Disposition, Department of Environmental Services, to Code Account No. 1181 — Miscellaneous Services, Division of Animal Control, Department of Environmental Services.

Also

No. 1594. Resolution transferring the sum of One Hundred Forty Five Thousand ($145,000.00) Dollars from Code Account No. 1167 — Wages, Regular Employees, Department of Environmental Services, to Code Account No. 1174, Rental of Equipment, Division of Collection and Disposition, Department of Environmental Services.

Which were read and referred to the Committee on Finance.

Also

No. 1595. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design for replacement of the Herron Avenue Bridge; and providing for the payment of the costs thereof.

Also

No. 1596. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the design of the Wood Street Bridge; and providing for the payment of costs thereof.

Also

No. 1597. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design for replacement of the Elizabeth Street Bridge; and providing for the payment of costs thereof.

Also

No. 1598. Resolution amending Ordinance No. 242, approved June 26, 1972, effective July 7, 1972, entitled "An Ordinance providing for an Agreement with the Commonwealth of Pennsylvania pertaining to Improvements and Construction of portions of Sections 3T, 4T, 5T, 6T, 7T and 38T of Legislative Routes 02337, 02260 and 228 and providing for the payment of the City's share of the costs thereof", by including provision for increasing the maximum authorized amount from $26,500.00 to $33,402.05; and providing for the payment of the cost thereof.

Also

No. 1599. Resolution amending Ordinance No. 211, approved April 16, 1973, effective April 30, 1973, entitled "An Ordinance providing for an Agreement with the Commonwealth of Pennsylvania, Department of Transportation, for the improvement and construction of Legislative Route 652, Section 27 T-R (TOPICS), Ohio River Boulevard at McKees Rocks Bridge, and providing for the payment thereof; also authorizing an Agreement between the Commonwealth of Pennsylvania and the City of Pittsburgh for the credit to the City of Pittsburgh of $6,186.79, which represents expenditure by the City of Pittsburgh for the purchase and storage of traffic and signal equipment to be used within the limits of the project:, by including provision for increasing the maximum authorized amount $9,318.51 to $12,330.51; and providing for the payment thereof.

Also

No. 1600. Resolution providing for a Contract or Contracts for the reconstruction of the Greenfield Bridge over the Penn Lincoln Parkway, PW 77-16, providing for payment of costs thereof; and providing for Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 1601. Resolution providing for a Contract or Contracts in connection with the demolition and replacement of the Elizabeth Street Bridge; and providing for the payment of the costs thereof.

Also

No. 1602. Resolution vacating High Street between the northerly line of Lot No. 12 and the southerly line of Lot No. 16, as laid out in the Jacob Mutzig Plan of Lots in the Twenty-Sixth Ward of the City of Pittsburgh and abandoning the 24-inch sewer line and the 6-inch waterline located therein.

Also

No. 1603. Resolution abandoning the existing 24-inch sewer line in vacated Woelfel Way and Seiler Way in the Twenty-Sixth Ward of the City of Pittsburgh, said Woelfel Way and Seiler Way having previously been vacated by Ordinance No. 152, approved April 1, 1941.

Also

No. 1604. Resolution accepting the dedication of Columbo Street from Schenley Avenue to North Pacific Avenue; Fern Street from Schenley Avenue to Mossfield Street; Cornwall Street from North Atlantic Avenue to the easterly line of the Garfield Heights Plan of Lots, and North Atlantic Avenue from the southerly line of said Plan of Lots to the northerly line of its cul-de-sac, and in the Tenth Ward of the City of Pittsburgh for public highway purposes, opening and naming the same, fixing the width and position of the roadways and sidewalks, establishing the grade, and accepting the grading, paving, curbing and sewering thereof.

Also

No. 1605. Communication from John E. Ruff, Director of the Department of Public Works, requesting interim approval of payment of $1,761.17 for extra work in coonnection with Yankee-Mifflin Sanitary Sewer construction, Controller's Contract #23043-F.

Also

No. 1606. Communication from John E. Ruff, Director, Department of Public Works requesting interim approval of payment of $8,176.72 in connection with emergency repair of Pennsylvania Avenue Bridge.

Also

No. 1607. Communication from John E. Ruff, Director of the Department of Public Works, requesting permission for Messrs. Balzer and Kubit, Traffic Engineers to attend Federal Highway Administration training course on Management of Traffic Control Systems, Harrisburg, PA August 22-25, 1978, transportation, meals and lodging expenses to be reimbursed by Federal Highway Administration.

Also

No. 1608. Communication from John E. Ruff, Director of the Department of Public Works, transmitting 60-day trial traffic regulations on thoroughfares listed therein beginning August 14, 1978.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1609. Resolution authorizing an amendment to the Agreement with Urban Redevelopment Authority of Pittsburgh for Model Cities Commercial Site Loan Project by increasing the funds by the amount of $93,500.00.

Also

No. 1610. Resolution authorizing an amendment to Agreement with Neighborhood Housing Services, Inc., for Home Improvement Loans reducing the funds by the amount of $58,395.00.

Also

No. 1611. Resolution authorizing an

amendment to Model Cities Housing Program Agreement dated April 1, 1975 between City of Pittsburgh and Urban Redevelopment Authority of Pittsburgh reducing the funds and extending the term of the Agreement.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 1612. Resolution authorizing the Mayor to execute an Agreement with the Urban Redevelopment Authority of Pittsburgh requesting approval by the United States Department of Housing and Urban Development of financial settlement of Project R-199, Homewood North, and concurrence by HUD in said Agreement, providing for the maintenance and sale by Urban of remaining property in said project, for the payment by the City of any obligations in excess of Reserved Funds in said Project and for the payment to the CDBG of reserved funds in excess of obligations and the application of surplus grant funds from Project 9-199 to Project A-15.

Also

No. 1613. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James Bowles for the sale of part of Block 9S, Lot 70 in the Third Ward of the City of Pittsburgh.

Also

No. 1614. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William C. Craighead for the sale of part of Block 10J Lot, 22 and part of Block 10J, Lot 24 in the Fifth Ward of the City of Pittsburgh.

Also

No. 1615. Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Commerce, Economic Development Administration for a grant in connection with Comprehensive Economic Development Planning Program; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Comprehensive Economic Development Planning Program providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Program; and providing for the deposit of the funds in a bank account.

Also

No. 1616. Resolution providing for a contract or contracts with Wilbur Smith & Associates for a Transportation Study of the Strip District at a cost not to exceed $20,000 and providing for payment of the costs thereof.

Also

No. 1617. Communication from Stephen Reichstein, Community Development Coordinator, requesting permission to attend American Institute of Planners Conference, New Orleans, Louisiana, September 27-30, 1978, at a cost not to exceed $484.00, payable from 1978 Community Development Block Grant Trust Fund.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1618. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $70,363.78, in payment for construction work furnished for the benefit of the City in connection with the Unification of Maintenance Services and Technical Processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Also

No. 1619. Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh in the amount of $67,950.49, in payment for construction work furnished for the benefit of the City in connection with the Unification of Maintenance Services and Technical Processing at Carnegie Library of Pittsburgh, and providing for the payment thereof.

Also

No. 1620. Resolution authorizing issuance of a warrant in the amount of $9,-985.00 in favor of Crown Wrecking Co., Inc., 276 Ringold Avenue, Pittsburgh, PA 15205 in payment for contract for the demolition and removal of 3 story brick store and dwelling (double) located at 1426-28 Fifth Avenue, Ward 1, without previous authority of law, and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1621. Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed approved by the City Solicitor conveying the city's right, title and interest to property in the 20th Ward located on Corfu Street designated as Block 7-N, Lot 157, to Neale S. Grunstra, for the sum of $750.00.

Also

No. 1622. Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed approved by the City Solicitor, conveying the city's right, title and interest on property in the 28th Ward on Greenway Drive, designated as Block 41-K, Lot 125, to Paul J. Bart for the sum of $3,588.00.

Also

No. 1623. Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed approved by the City Solicitor conveying the city's right, title and interest to property in the 16th Ward located on Barry Street, designated as Block 13-C, Lot 82, to James M. Smith, for the sum of $426.00.

Also

No. 1624. Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed approved by the City Solicitor conveying the city's right, title and interest to property in the 16th Ward located on Jonquil Street designated as Block 13-P, Lot 24, to Roberta F. Reiland for the sum of $800.00.

Also

No. 1625. Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed approved by the City Solicitor conveying the city's right, title and interest to property in the 20th Ward on 2666 Glasgow Street designated as Block 21-P, Lot 72, to Shirley A. Koerner, for the sum of $150.00.

Also

No. 1626. Resolution authorizing the sale of property in the 6th Ward being a vacant lot on Flavian Street designated as Block 26-F, Lot 259, to Michael J. and Debra A. Joswiak, his wife, for the sum of $150.00.

Also

No. 1627. Resolution authorizing the

sale of property in the 12th Ward being a vacant lot on Larimer Avenue designated as Block 124-K, Lot 74, to Marciano Nesbeth for the sum of $1,550.00.

Also

No. 1628. Resolution authorizing the sale of property in the 15th Ward being vacant land on Kilbourne corner Flowers Avenue designated as Block 56-D, Lot 103, to Rudy L. Knaffler and Shirley J. Knaffler, his wife, for the sum of $800.00.

Also

No. 1629. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Home Rule Street designated as Block 55-K, Lot 310, to William C. Woods for the sum of $300.00.

Also

No. 1630. Resolution authorizing the sale of property in the 15th Ward being vacant land on Parnell Street and Home Rule Street designated as Block 55-K, Lot 290-291-293-311-316-317-318-319 and 320 to William C. Woods for the sum of $4,175.00.

Also

No. 1631. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Merwyn Avenue, Block 21-N, Lots 128 and 129, to Lawrence R. Davis and Bernadette C. Davis, his wife, for the sum of $400.00.

Also

No. 1632. Resolution authorizing the sale of property in the 20th Ward being 4 vacant lots on the rear of Hallock Street designated as Block 5-H, Lot 48, to Leslie J. Waddell, his wife, for the sum of $350.00.

Also

No. 1633. Resolution authorizing the sale of property in the 20th Ward being vacant land on Meridan Street, Block 5-H, Lot 5, to Daniel P. Cinowalt for the sum of $1,150.00.

Also

No. 1634. Resolution authorizing the sale of property in the 21st Ward being a 3 story brick house on 1315 Goebel Street designated as Block 7-G, Lot 57, to Lewis A. Richardson for the sum of $1,700.00.

Also

No. 1635. Resolution authorizing the sale of property in the 25th Ward being a vacant lot in the rear of Geranium Street designated as Block 23-A, Lot 143, to Wallace Edwards and Leola Mae Edwards, his wife, for the sum of $250.00.

Also

No. 1636. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Broadway Street (now Bonview or Bonvue St.) between Perrysville and Delano, Block 115-D, Lot 142, to Alfred J. Trautman, Jr. for the sum of $450.00.

Also

No. 1637. Resolution authorizing the sale of property in the 29th Ward being vacant land on Almond Street designated as Block 95-R, Lot 354-355, to Edward E. Eisel and Laverne C. Eisel, his wife, for the sum of $1,200.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1638. Resolution providing for the issuance of a warrant in favor of Leeds and Northrup, P. O. Box 8068-1178, Philadelphia, PA 19177 in the amount of $362.70, in payment for emergency repairs to P.A.T. #80 Controller located at the Water Treatment Plant Clarifier

Site and providing for the payment thereof.

Also

No. 1639. Resolution transferring $45,000.00 from Code Account 1714 Materials to Code Accounts 1701 Miscellaneous Services and Repairs.

Also

No. 1640. Resolution transferring $175,000.00 from Code Account 1703 Utilities and Code Accounts 1795 and 1796 Salaries and Wages, Regular Employees to Code Accounts 1700-1 Premium Pa, 1702 Municipal Obligation for Non-City Water Agencies and 1709 Refunds, Water Rents.

Which were severally read and referred to the Committee on Finance.

Also

No. 1641. Resolution authorizing the Director of the Department of Water to grant the application of Portec, Incorporated, RMC Division, P. O. Box 1888, Pittsburgh, PA 15230, for water supply outside the City of Pittsburgh.

Also

No. 1642. Resolution providing for a contract or contracts for the furnishing and delivery of water meters of various sizes, less trade-ins, for the requirements of the Department of Water, and providing for the payment thereof.

Also

No. 1643. Resolution providing for a contract or contracts for the purchase and installation of valves in various locations, and providing for the payment of the cost thereof.

Also

No. 1644. Resolution providing for a contract or contracts for the replacement of 4" water lines on various streets; and providing for the payment of the cost thereof.

Also

No. 1645. Resolution amending Resolution No. 1350, approved December 30, 1977 entitled "Resolution adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds", by decreasing appropriations for Capital Budget Project WD-04 "Water Meters" and establishing a new Capital Budget Project WD-78-10 "Relay of Water Lines on Shaler Street."

Also

No. 1646. Resolution providing for a contract or contracts for the relay of the water main on Shaler Street and providing for the payment of the cost thereof.

Also

No. 1647. Communication from John C. Miller, Director, Department of Water, requesting permission for two representatives from the Department of Water to attend Graduate Level Course on Mass Spectrometry at the University of Pittsburgh, at a cost not to exceed $350.00 payable from Code Account 1701, Miscellaneous Services, Department of Water.

No. 1648. Communication from John C. Miller, Director of the Department of Water, requesting permission for two representatives from the Department of Water to attend American Water Works Association Workshop on Taste and Odor Control, Monroeville, PA October 16-17, 1978 at a cost not to exceed $350.00, payable from Code Account 1701, Miscellaneous Services, Administration Division, Department of Water.

Also

No. 1649. Communication from John

C. Miller, Director of the Department of Water requesting permission for one staff member to attend Symposium on Activated Carbon Absorption of Organics from the Aqueous Phase, Miami Beach, Florida, September 10-15, 1978, at a cost not to exceed $800.00, payable from Code Account 1701, Miscellaneous Services, Administration Division, Department of Water.

Which were severally read and referred to the Committee on Water.

**Mrs. Madoff:**

Regarding Mr. Miller's request to send a member, specifically himself, to Florida, I raised the issue at the Mayor's meeting this morning, that while it is important for the head of the Water Department in light of the Safe Drinking Water Act, to be very knowledgeable as much as his abilities will allow him to retain and absorb the information so he has an oversight and a feeling for what is going on, it is just as important that he have a very technically oriented, highly informed scientist from his Department go, because we are facing mandated regulations by the Federal Government on Safe Drinking Water Act in the millions of dollars.

I don't think, as much as I don't like to see more than one person go to a meeting, as you know, I think in this case it is absolutely imperative that we have the right person go and come back with the right information.

**Mr. Perry:**

He is not going to go now, he is going to send a technical person.

**Mrs. Madoff:**

Allright, fine, but I think both should go, I think he should understand . . . I think he is afraid to come to Council with a request for the $1,600.00. But, when we are dealing in millions of dollars, I think that if he feels it is important to go, I think we should discuss it.

**Mrs. Masloff presented**

No. 1650. Resolution amending Resolution No. 749, effective July 11, 1978, entitled: "Providing for a contract or contracts for the repair of the roof of the main building at the Pittsburgh Zoo and providing for the payment of the cost thereof."

Also

No. 1651. Resolution amending Resolution No. 748, effective July 11, 1978, entitled: "Providing for a contract or contracts for the repair of the Grandview Avenue observation platform and providing for the payment of the cost thereof" by increasing the authorization to $18,800.00.

Also

No. 1652. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $11,075.00 for extra work in connection with renovation of King Estate Building, Controller's Contract No. 23154-F.

Also

No. 1653. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $7,266.24 for extra work in connection with construction of new swimming pool in Schenley Park, Controller's Contract No. 22846-F.

Also

No. 1654. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $23,125.30 plus $150.00 per cubic yard for stone removal requiring demolition, in connection with the general contract for the construction of a new swimming pool in Schenley Park, Controller's Contract #22846-F.

Also

No. 1655. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting permission for Richard M. Segedi, Assistant Director and Curator of the Aqua Zoo, to attend Annual Conference of American Association of Zoological Parks and Aquariums, Denver, Colorado, September 17-21, 1978, at cost not to exceed $675.00, payable from Code Account 1852, Miscellaneous Services, Zoological Park Commission of Pittsburgh.

Also

No. 1656. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting permission for one staff member from the Department of Parks and Recreation to attend National Recreation and Park Association Conference, Miami Beach, Florida, October 13-19, 1978, at a cost not to exceed $700.00 payable from Code Account 1801, Miscellaneous Services, Department of Parks and Recreation.

Also

No. 1657. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting permission for one staff member from the Department of Parks and Recreation to attend National Conference on Role of the Arts in Urban Economic Development, Minneapolis, Minnesota, October 3-7, 1978, at cost not to exceed $455.00, payable from Performing Arts Program Trust Fund.

Also

No. 1658. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $3,168.00 for extra work in connection with renovation of Cactus Room in Phipps Conservatory, Controller's Contract No. 23206-F.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 1659. Resolution transferring the sum of Five Thousand ($5,000.00) Dollars from Code Account No. 1126, Salaries, Regular and Temporary Employees, General Office, Department of Supplies to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies and also transferring Ten Thousand ($10,000.00) Dollars from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated; $5,000.00 to Code Account No. 1126-1, Premium Pay, General Office, and $5,000.00 to Code Account No. 1147, Materials, Bureau of Automotive Equipment, Department of Supplies.

Which was read and referred to the Committee on Finance.

Also

No. 1660. Resolution amending Resolution No. 927, approved August 21, 1978, entitled "A Resolution providing for the letting of a contract for the furnishing and delivery of a Loader for the Department of Police and for the payment thereof" by changing the Code Account from Capital Fund Account No. SD 77-02 to SD 78-02.

Also

No. 1661. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Packers, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 1662. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Ambulances for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Also

No. 1663. Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of a Organic Carbon Analyzer, etc., for the Department of Water, and for the payment thereof.

Also

No. 1664. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Modular Furniture, for the Department of Housing, and for the payment thereof.

Also

No. 1665. Resolution providing for the letting of a contract or contracts for the Refurbishing of the City Controller's Office Extension, Department of City Controller, and for the payment thereof.

Also

No. 1666. Resolution providing for the letting of a contract for the furnishing and delivery of Motorcycles, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1667. Resolution authorizing issuance of a warrant in favor of Harleysville Mutual Insurance and Eugene Chiarelli in the sum of $1,045.83 in settlement of claim for damage and providing for payment thereof.

Also

No. 1668. Resolution authorizing issuance of a warrant in favor of Rose Semplice in the sum of $647.02 in settlement of claim for damage and providing for payment thereof.

Also

No. 1669. Resolution authorizing issuance of a warrant in favor of Robert Jones in the sum of $625.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1670. Resolution authorizing issuance of a warrant in favor of State Farm Mutual Automobile Insurance Company and Regis Gallick in the sum of $895.21 in settlement of claim for damage and providing for payment thereof.

Also

No. 1671. Resolution authorizing issuance of a warrant in favor of Gordon's Furniture Company in the sum of $1,259.81 in settlement of claim for damage and providing for payment thereof.

Also

No. 1672. Resolution authorizing issuance of a warrant in favor of Dennis Lee Flood in the sum of $628.29 in settlement of claim for damage and providing for payment thereof.

Also

No. 1673. Resolution authorizing issuance of a warrant in favor of Sally Gilbert in the sum of $525.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 1674. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in the amount of $281.00 payable to Coopers and Lybrand, chargeable to and payable from General Obligation Bonds of 1978 Series A. Bond Sale Expense.

Also

No. 1675. Resolution providing for the issuance of a warrant in favor of N.C.R. Corporation in the amount of $528.66 for purchase of General Ledger cards for implementation of new accounting system, furnished for the benefit of the City, without previous authority of law.

Also

No. 1676. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant in an amount over $500.00 to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed.

Also

No. 1677. Resolution transferring the sum of $47,000.00 from the Department of Personnel and Civil Service Commission Code Account 1099, Salaries, to Department of Personnel and Civil Service Commission Code Account 1100, Miscellaneous Services and transferring the sum of $3,000.00 from Department of Personnel and Civil Service Commission Code Account 1099, Salaries to Department of Personnel and Civil Service Commission Code Account 1101, Supplies.

Also

No. 1678. Resolution authorizing the City Controller to engage in the services of Coopers and Lybrand for extra work in connection with the annual audit of the City's books and accounts for a cost not to exceed $6,000 payable from the Revenue Sharing Trust Fund.

Also

No. 1679. Communication from John E McGrady, City Controller, submitting performance audit on the Department of City Controller.

Also

No. 1680. Communication from John E. McGrady, City Controller, submitting final evaluation and performance audit of Pittsburgh Animal Control Program.

Also

No. 1681. Communication from David Donahoe, City Treasurer, submitting a report of deposits and market value of collateral security pledged by City Depositories to secure same as of July 31, 1978.

Also

No. 1682. Communication from John McAllister, Manager, City Information Systems, requesting permission to attend Region IV Conference, American Society for Public Administration, Norfolk, VA, September 20-22, 1978, at cost not to exceed $250.00, payable from Code Account 1043, Miscellaneous Services, City Information System.

Also

No. 1683. Communication from Mayor Caliguiri, requesting reimbursement of $148.32 to Mr. James Simms for trip to Washington, DC to attend Department of Labor, Employment Opportunities Program Welfare Reform Conference, August 14-15, 1978, payable from Code Account 1017, Miscellaneous Services, Mayor's Office.

Also

No. 1684. Communication from Mayor Richard S. Caliguiri, requesting permission for individuals listed therein to attend one day seminar presented by Coopers and Lybrand in connection with annual audit. Cost not to exceed $25.00 per individual, payable from the Code Accounts indicated.

Which were severally read and referred to the Committee on Finance.

Also

No. 1685. Resolution providing for an agreement or agreements with Carson

Plaza, Inc, and an agreement or agreements with the Lutheran Service Society and/or its affiliate, Meals on Wheels, South Side, for rehabilitation and operation of kitchen facilities to benefit senior citizens, those on low and moderate income, and the handicapped; and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

The Chair presented

No. 1686. Communication from Michael Perry, City Clerk, requesting permission for Robert Rush, Budget Controller and one member from the City Clerk's office to attend one day seminar presented by Coopers and Lybrand in connection with annual audit. Total cost not to exceed $50.00, chargeable to and payable from Code Account 1001-1, Miscellaneous Services, Supplies, Equipment, etc.

Which was read and referred to the Committee on Finance.

Mr. Stone:

For the record, our Budget Controller asked me about that and I am recommending it as Finance Chairman as well.

UNFINISHED BUSINESS

The Chair presents

Bill No. 1687.

City of Pittsburgh
Richard S. Caliguiri, Mayor

August 17, 1978

Honorable President and Members of
City Council
510 City-County Building
Pittsburgh, PA 15219

RE: MAYOR'S VETO OF BILL No. 1429 OF 1978

Dear Mr. President and Members:

Bill No. 1429 of 1978 is a Resolution authorizing the Mayor and the Community Development Coordinator to enter into an agreement with Lemington Home for the Aged, Inc. for planning, development, and renovations of a new facility to be constructed in the upper Lincoln-Lemington area, at a cost not to exceed $500,000.00, payable from the 1977 Community Development Block Grant Program Trust Fund, Unspecified Local Options.

Lemington has submitted to the Community Development Coordinator its proposal which indicates that Lemington intends to construct a new facility to provide a nursing home complex. Under the Community Development regulations, the construction of "any facility whose primary function is to provide residential accommodations or care on a 24-hour day basis (such as a group home)" is an ineligible expense. 24 C.F.R. §570.201 (c) (1). Expenditure of funds in a manner contrary to regulations could result in the loss of the funds, 24 C.F.R. §570.910 (b) (7), loss of our letter of credit, 24 C.F.R. §570.910 (b) (8), or reduction in the amount of the entitlement grant for the next program year. 24 C.F.R. §570.911.

For the foregoing reasons, I hereby veto Council Bill No. 1429 of 1978.

In reviewing the proposal it was noted that the program also contemplated a "multi-purpose community day center and a research, training and education center" for aged minority persons. Con-

struction of senior centers is generally eligible under the regulations, 24 C.F.R. §570.201 (c) (1), as is the construction of a center for the handicapped which means a facility "which seeks to assist persons with physical, mental, developmental and/or emotional impairments to become more functional members of the community by providing programs or services which may include but are not limited to, recreation, education, health care, social development, independent living, physical rehabilitation and vocational rehabilitation." 24 C.F.R. §570.201 (c) (3). In both these cases, however, the regulations specifically exclude a facility whose primary function is to provide residential accommodations or care on a 24-hour day basis.

Where a facility such as an eligible senior center is to be provided as a part of a multiple-use building that also contains ineligible uses, the regulations provide that

"The portion of the costs attributed to the eligible facility may be assisted with block grant funds where:

(i) The facility which is otherwise eligible and proposed for assistance, will occupy a designated and discrete area within the larger facility; and

(ii) The applicant can determine the costs attributable to the facility proposed for assistance as separate and distinct from the overall costs of the multiple-use building and/or facility." 24 C.F.R. §570.200(d).

Consequently, should Lemington be able to revise its proposal in such a manner that no Community Development funds would be used for a facility whose primary purpose is to provide a nursing home complex, but instead that all such funds would be used for the construction of an eligible senior center or center for the handicapped, which would occupy exclusively a separate and designated area within the building and the cost associated with providing such center is distinct from all remaining ineligible portions of the building, and should City Council enact a bill to provide Community Development funding of such center, I would be able to act favorably on such legislation.

In its present form, I must veto Bill No. 1429 of 1978. I am returning the Bill unsigned and urge you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
RICHARD S. CALIGUIRI
Mayor

Which was read, received and filed.

Also

Bill No. 1429. A Resolution entitled, "Resolution providing for an agreement with the Lemington Home for the Aged, Inc., for planning, development, and renovations of a new facility for the care of the aged senior citizens and the elderly citizens with health related problems."

Which was read.

**Mr. Stone:**

Mr. President, if I may, on these two bills, I had originally planned to recommend that we overide the veto at this time, and I believe that it would pass. I believe that the general language that is contained in the origional resolutions are sufficient to accomplish what is involved here. But, because of the importance of the projects, I am at this time recommending that we sustain the veto with a condition understanding that substitute legislation be forthcoming on the Lemington Home for the Aged, and I have already introduced substitute legislation relative to Carson Plaza, and the Meals on Wheels.

But, if I may, for a moment, I believe that this is an example of what has been happening with our coordinator, allegedly, and I put that in quotes, of our Community Development Block Grant Program. It is another example where we seem to always be in problems

when there is a submission to the Federal Government for some grant, there is also a denial of information to this Council that the project, or the request of the application is with difficulty with the Federal Govenment. Also, whenever any question is asked of him, there always is a very narrow answer to that particular question, showing evidence that either he is without knowledge that there are other ways in which it should be done, or if he is with knowledge, he is delibertly withholding that from Council.

In which event, I think that maybe, this bill points that out, under the Lemington bill, for instance, he indicated it was not eligible, he gave a narrow kind of interpretation, and yet we have a letter which was sent to us from Paul Kane, the Area Manager of HUD who indicates and recommends other ways that this same proposal can be amended, and most of it funded. That I think should have been the kind of answer which should have been forthcoming from our so-called coordinator of the CD Block Grant Funds.

I believe it is an attempt to thwart City Council, and maybe in his eyes it might be somewhat cute. But, to deny the City the full eligibility under the Act, which is already full of rules and regulations, I don't think it is cute . . . when you go one additional step to deny to needy people what they are justly entitled to under the Community Development Block Grant Program is carrying it too far.

However, I think it does show evidence again, that he is not, or at least should not be our coordinator of Community Development Block Grant Program. And, if anyone needs a coordinator, he does.

I might, at this point, indicate as well, that relative to Bill No. 1536, which is that one on Carson Plaza, this is another example of fencing by our so-called coordinator of nothing.

I would just like to end it with this comment. I notice that there is a request for funds to send our so-called coordinator of nothing to New Orleans. If he has already begun packing, I would suggest he unpack immediately.

I therefore move that we sustain the veto with a condition of understanding that there will be forthcoming substitute legislation.

**Mr. Lally** seconded the motion.

**The Chair:**

Are we going to vote on this separately, or together?

**Mr. Stone:**

Separately.

**Mr. Robinson:**

In reference to my vote, Mr. President, let me say that I basically echo the sentiments of Mr. Stone in specific reference to Bill No. 1429. I think the set of circumstances which have brought us to today certainly are very much reflective of some difficulty which Mr. Reichstein has with this Council, and in particular with certain members of this Council.

I am particulary disturbed because there are other pieces of legislation which have gone through this Council that Mr. Reichstein also has attempted to sandbag, delay and sometimes delibertly sabotoged. He has delibertly lied to this Council, he has misled this Council and he has acted in a very cavillering fashion. As I have said on many occasions, Mr. Reichstein is not the Community Development Program. This Council and the Mayor of the City is running it, and as long as I am sitting on this Council, I am going to attempt to get Mr. Reichstein to understand that I am his boss, he is not my boss. I want the record to reflect that if on another occasion, I have already said this once, this is the second time . . . if he attempts to damage and delay worthwhile projects which would benefit the citizens of this city, I am going to do every-

thing in my power to see to it that Mr. Reichstein is no longer working, at least not for the City of Pittsburgh.

There are some other concerns that I have about him which will be raised later on in Council's session as it relates to his operation within our Community Development Program, projects which he is supposed to coordinate, and what I think is his deliberate attempt to circumvent the intentions of this Council and to interject his own particular personal philosophy as to how Community Development Programs are operated.

I feel sorry for the people at the Lemington Home for the Aged who are victims of this political circus . . . this fiasco that is going on here, and I also feel sorry for those people who are seriously attempting to help this organization do something positive in the community. I think that if Mr. Reichstein and his staff had done as much to help as they did to thwart this effort, we wouldn't be here today. Certainly, the people in that area have asked and requested help from both the Mayor's Office and from Community Development to help them work on this problem. To my knowledge no substantive help was forthcoming either from the Mayor's Office or from Community Development.

This Council took it upon themselves to try to initiate something that was positive in the community. Evidently there are those within the Administration and perhaps others who feel that this is not a worthy project. If this is going to be a precedent, in the future, my vote will be different than it is today. Only out of respect for the people at Lemington Home, and to no longer further delay this much needed money, I am willing to vote to sustain the veto.

**The Chair:**

I have never approved of subtle blackmail, the type that Mayor Caliguiri and Reichstein and the Law Department are dealing with. I read the opinion of Paul Kane, and I respect it. I got the impression, the interpretation that it was quite legal to go right ahead with the ordinance. However, I respect Mr. Stone's viewpoint and also that of Mr. Robinson, but I say that I feel that there is no reason to sustain that veto, I think we should go right ahead, and I couldn't with all due conscience vote to sustain, so I will vote to overide.

Is there any further discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes 1
(Mr. DePasquale voting to override)

And a majority of the votes of Council being in the affirmative, the veto was sustained.

**Mr. Stone:**

Mr. President, let me just clearly state something here, let's assume for a moment for argumentive purposes that the bill as put in was not exactly accurate, and what I am pointing out is, that our coordinator, I think that Mr. Reichstein should have then come back and said these are other ways in which you can change the proposal that will work. Since nothing is coming from his Department, no initiative at all, and since someone else bears the burden of carrying the initiative that he should carry, it seems to me that at least he ought to look into the matter to see if there is some other way to make it fundable, and I think that's the point we are also alluding to in this particular instance.

Another thing is, that relative to the

second bill which is coming up, he has been aware of this thing for some time, and never has once suggested other ways to do it. Now, that is where I think that we end out with a big problem . . . if you are a coordinator, one wonders what you are coordinating.

**Mrs. Madoff:**

Mr. President, point of clarification, Mr. Stone, is it our understanding that there will be two other resolutions forthcoming that will rectify this situation?

**Mr. Stone:**

One on Bill No. 1429 will be forthcoming from Mr. Robinson who introduced the original resolution, and on Bill No. 1536, I have introduced that today already in New Papers.

**Mrs. Madoff:**

Is it your feeling that they will be in acceptable form and they could then be approved by Council, and not overturned by the Mayor.

**Mr. Stone:**

Yes.

**Mrs. Madoff:**

So that what we are running into now is the matter of perhaps sloppy work more than an intent by the Mayor's Office to delibertly not give human services to the people.

**Mr. Robinson:**

Mrs. Madoff, please . . .

**Mr. Stone:**

Now, you see when you start using those kind of adjectives, it depends on who you are addressing them to.

I don't think it is a matter of sloppy legislation at all. I think it is purely a matter, if you read the language in the bills, they are almost identical, and they are general enough that they can cover everything that is necessary. But, if you want to be technically interpreting it, then you get some different answers.

I don't agree, but if you want to say something, I think you can leave those kind of hard superlatives out of it, and I think you might get better answers.

**Mrs. Madoff:**

Well, the point that I am making, from what you stated, is that there will be two new bills introduced.

**Mr. Stone:**

Yes.

**Mrs. Madoff:**

Presumably, they will be done quickly, and presumably, from the feeling here today, it will probably be approved. So that what we are hearing here is that they were held up because that was some question, whatever the reason was, that they are not technically correct is being used as a stalling tactic.

**Mr. Stone:**

No, when you are asking that kind of question, I told them I was going to introduce them before they were originally introduced, and I was told that they would not be approved. They did not want to fund, as a policy decision, those projects. But, since the pressure is now on because the two projects are in fact, worthy, there is some desire now to approve them.

**Mrs. Madoff:**

Well, it just doesn't make sense that the Mayor's Office would delibertly veto something knowing that its going to go through at the next meeting when it is re-written, so I don't think that the in-

tent is one of deliberately trying to stall the project. I think that whatever stalling delay may have been enacted because of inaccuracies, or deliberately looking for more inaccuracies here than they have in the past . . . all you can do is stall it for a week or two at the most. That doesn't make sense.

**Mr. Stone:**

Well, you are now getting the point. We are alleging here along for the past 15 minutes that it doesn't make sense, and that is the crux of the whole thing.

**Mrs. Madoff:**

Well, I think that we are saying two different things. I think that for whatever reason, not basing it on other bills that have gone through, they have been saying, "allright, they are not exactly perfectly written, but we are accepting them" . . . but in this case we are not going to accept, therefore we are going to override it.

**Mr. Stone:**

Well, I tell you point blank, before the bills were introduced, I got a feeling as to whether it would be passed or not, and I was told that they would not be passed.

Now, after they saw that the things were worthy projects, then there was a question of maybe, and after that it was put back, and at this point, it is because of our own desires to go around Steve Reichstein and deal directly with HUD that we find there is another way, and under those particular examples, we are now introducing legislation that even if there is an attempt to thwart it it won't be legally thwarted.

**Mr. Robinson:**

Mr. President, if I might speak on Bill No. 1429, and if Mrs. Madoff has any concerns about that bill, I think she ought to address them to me as the person who originated the legislation.

Yes, I do think there was something intentional, okay? And I take exception to you suggesting that there is purity in the Mayor's Office and there is something impure here

I think that one thing should be made crystal clear . . . that is the point that Mr. Stone raised that he had some prior knowledge that this legislation would not be signed. For you to sit here and suggest that anyone in the Mayor's Office is operating purely on some kind of higher plane, and there are no underlying motivations in what they do, certainly is not a credit to your intelligence, and I know you are more intelligent than that.

Also, I think that it is rather obvious that certain pieces of legislation that come through this Council, and I have said this before, have a great deal of difficulty, others don't. Part of that is a political reality. Certainly I think there is enough background in this particular situation to suggest that the Mayor put this Council in a position where if they were going to override his veto he was then going to suggest to them that there was something illegal. That to me is a threat. Now I accept that. But, I indicated that my concern was for the people who are going to get these services, not for the politics that are going on here at City Hall.

As far as I'm concerned, the legislation is proper, the legislation that will follow will be proper also. That does not in any way preclude the Mayor from vetoing it, to suggest that the Mayor only act out of some sense of what is proper, what is judicate, doesn't speak to his own prerogative to veto any legislation that he sees fit. I am saying that he did see fit to veto 1429 . . . not because of any technicality, not because of any legality . . . he simply chose to veto it.

**Mrs. Madoff:**

Mr. Robinson, you know from speaking to me personally on many occasions, that I support wholeheartedly, human services . . . you know that. What I was

saying, and perhaps you misunderstood, was that my understanding of why these bills were vetoed, from reading the veto, was that they were technically not drawn up correctly. I also went on to read in one of the bills, that they would be able to not veto them, they would sustain the bill when it is re-written, and I am only pointing out that this would happen in very short order, so why would there be an alternative motive to deliberately veto something that they are not going to veto two weeks later. That is the only question I was asking.

**Mr. Robinson:**

To embarass a member of Council, to embarass this whole Council. Plain and simple. No magic to it, no mystery. Again, you keep suggesting that people don't operate on motives other than the purest, and I am suggesting that they do, I recognize that, but to suggest that there is something technically wrong with this legislation is the same kind of logic that Mr. Reichstein used when he suggested that OIC would not be an appropriate agency for the City Bonding Program.

Now, I don't want to get into any matters that are going to be uncomfortable for the people at this Council, or to any way embarass the Mayor. But I think we would be less than honest if we didn't say that certain members of this Council have one hell of a time getting their point accross, getting legislation through, and working on behalf of certain people. I am not going to sit here at this table and accept the fact that the reason that Richard Caliguiri rejected 1429 is because there was something technically wrong with it. Regardless of what he wrote, and regardless of what comes out of that Law Department, I personally will not accept that on legislation which I introduced, okay?

This has happened before on another piece of legislation which he did not sign.

**Mrs. Madoff:**

Mr. Robinson, would you say, that the Mayor not being an attorney, unlike Mr. Flaherty who was an attorney, does rely on legal counsel?

**Mr. Robinson:**

I don't know what the Mayor relies on.

**Mrs. Madoff:**

Well, I assume one goes to one's department heads and asks for advice.

**Mr. Robinson:**

I am not making any assumptions.

**Mrs. Madoff:**

The point I am making, is that I think to attribute devious motivations, when Mr. Stone responded to my question, that indeed there will be two other bills coming up and in all liklihood, my feeling is that they will be passed, I think that it is not really an accurate statement. It may be accurate in other cases, I don't question that. But, if these two bills are going to be re-introduced, and they are going to pass . . .

**Mr. Robinson:**

We don't know that, we haven't voted on them yet.

**Mrs. Madoff:**

Then what you are saying is that you don't know if they will be vetoed.

**Mr. Robinson:**

Right, I don't, I haven't the slightest idea.

**Mrs. Madoff:**

I asked a question so that I could learn something and get a feeling. My feeling is, again, I hate to keep coming

back, its just a little difficult to keep saying that I'm new after 12 weeks, however, the fact does remain that if they are going to be passed very shortly again, or that they are going to be re-introduced correctly without these technical errors, it is at best a stalling mechanism. I can't imagine why anyone would stall for two weeks, it isn't going to make that much difference.

**Mr. Robinson:**

Well, maybe you are speaking to the intelligence of the Mayor, you certainly aren't speaking to my intelligence.

**The Chair:**

We certainly appreciate all the comments, but I think we should move on to the next bill.

Also,

Bill No. 1688.

City of Pittsburgh
Richard S. Caliguiri, Mayor

August 25, 1978

Honorable President and Members of
City Council
City of Pittsburgh
510 City-County Building
Pittsburgh, Pennsylvania 15219

RE: VETO OF BILL 1536 OF 1978

Dear Mr. President and Members:

Bill No. 1536 of 1978 is a Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Program or the Director of the Department of Parks and Recreation to enter into agreements with Carson Plaza, Inc. for rental of space and operation of a kitchen facility and with Lutheran Services Society for the operation of a kitchen and the provision of meals for senior citizens, those of low and moderate income and the handicapped, at a cost not to exceed $50,000.00, payable from the 1977 Community Development Block Grant Program Trust Fund, Unspecified Local Options.

While these are laudable and important purposes, they constitute "public services" within the meaning of the Community Development regulations; and "public services" are ineligible for Community Development funding unless they are provided in Neighborhood Stategy Areas (24 C.F.R. §570.201 (e) (1)) and unless other federal assistance has been applied for and denied or not made available (24 C.F.R. §570.201 (e) (4), §570.607). The "public services" contemplated by Bill 1536 would not be provided in a Neighborhood Strategy Area, and no other federal assistance has been applied for and denied or not made available. Hence, they are ineligible.

However, these limitations do not apply to physical development activities. If Carson Plaza, Inc. and the Lutheran Services Society or its affiliate, Meals on Wheels South Side, were to submit a proposal for eligible physical development activities and City Council were to enact a Bill authorizing expenditure of funds for such physical development activities, I would probably be able to act favorable on such legislation.

As you are aware, expenditure of Community Development funds in a manner contrary to regulations could result in the loss of funds (24 C.F.R. §570.910 (b) (7)), loss of letter of credit (24 C.F.R. §570.910(b) (8)), or reduction in the amount of the entitlement grant for the next program year (24 C.F.R. §570.911).

For the foregoing reasons I hereby veto Council Bill 1536 of 1978. I am returning the Bill unsigned and urge you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
RICHARD S. CALIGUIRI
Mayor

Which was read, received and filed.

Also,

Bill No. 1536. A Resolution entitled, "Resolution authorizing the Mayor and the Coordinator of the Community Development Block Grant Program or the Director of the Department of Parks and Recreation to enter into an Agreement or Agreements in a form approved by the City Solicitor with Carson Plaza, Inc., for rental of space and operation of a kitchen facility and to further enter into an Agreement with Luthean Service Society and/or its affiliate, Meals on Wheels, South Side for same to benefit senior citizens, those on low income, and the handicapped."

Which was read.

**Mr. Stone:**

Mr. President, I move to sustain the veto with the understanding that we have introduced substitute legislation . . . which was technically correct then, and the new legislation is also technically correct.

**Mr. Lally seconded the motion.**

**The Chair:**

Is there any discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the veto was sustained.



**Mr. Givens:**

Mr. President, I would just like to mention one thing, that you had alluded to the Media as I got back from my vacation, the fact of picking up refuge in the City of Pittsburgh, the Pa Pitt Program apparently in my particular neighborhood, I think they are three weeks behind, and you are talking about breakdown of equipment, I believe, within the Department of Refuse, or Environmental Control. Can you enlighten us on anything as to what the Administration is doing at this present time to alleviate that problem?

**The Chair:**

Nothing, as far as I know. I talked to two supervisors in Environmental Resources, in fact they contacted me and both were pleading for more people, more help. These same two supervisors were contacted by the newspapers and denied that they had a conversation with me, I didn't mention them by name, and said that everything was hunky-dorey. So, if you are going to get that type of operation on one hand, they are coming to Council and crying, and on the other hand when the newspapers come in they don't have the courage to stand up to their convictions, then nothing is going to be done.

There are several slots over there that haven't been filled, really through no fault of their own, the CETA Program, the money dried up, and they layed off 40, 50 or 60 people. We are only saying that the slots are available, to put those people in those slots, because you have a case of three or four weeks, and I had three more calls today, three weeks their garbage hasn't been picked up. Nobody wants to see this situation, I don't even think the Mayor's Office does, but why doesn't he do something about it. He has been running back and forth to Washington for the last six weeks, and really accomplished nothing, and I don't say that he didn't try. But here in the city we can't get our garbage picked up, in one of the hottest summers of all

time, and it is stinking all of the neighborhoods up. This doesn't apply only to Squirrel Hill or Oakland, or East End, this is City-wide, this is the entire City, they are complaining that their garbage isn't being picked up.

**Mr. Givens:**

They have got some high density housing areas right now where much of this Pa Pitt Cleanup material is laying, and they are laying in such bulk because of the high density population that it is creating an environment there that is great for rodents to infest in and spread, and the people are very concerned. I think that possibly tomorrow if we could have the Director up here to express his problems in this particular area and enlighten this Council, because these people are deserving, if they have to bring in outside contractors to haul the stuff away, it is now coming to the point of a health problem in the Lawrenceville area, I know, and the Bloomfield Area of the City of Pittsburgh.

**The Chair:**

Mr. Clerk, you are so ordered.

**Mr. Coyne:**

Mr. President, I would like to have a point of clarification on what Mr. Givens said, are you speaking of the Pa Pitt Program, or the regular refuse collection?

**Mr. Givens:**

No. the Pa Pitt primarily. The street curb pick up.

**Mr. Coyne:**

Okay, I think, there is a Director, or a Superintendent in charge of the Pa Pitt Operation, and I think he would be the one to ask to come before Council. So, maybe if the City Clerk could get the Director of that phase of the operation to come before Council.

**The Chair:**

What about both, Mr. Walker and the other gentleman? Then we can bring it to a head.

**Mrs. Madoff:**

I just had a call as we were coming into Council, I had asked a question at the Mayor's meeting this morning about the same thing. I have had numerous calls about no pickup in our area, where I live, and other areas, the Lawrenceville area.

I was questioning the pick up of the garbage on the day to day basis in front of the fast food places.

Mr. Ruff was present at that meeting, because that falls under his Department. We were told that this morning.

The other thing is I don't see any reason why we shouldn't have Mr. Walker, not tomorrows meeting, because it's face it, we have 15 items on the agenda, I think one of the most embarassing things that has happened to me, on being in City Council, well tomorrow is probably a good day because we don't have a lot, but, we invited people in from Philadelphia, from Washington, on the Safe Drinking Water Act, Dr. Clack prepared testimony, he spent weeks getting his material all together, we said hi, goodbye, 15 minuets and we took off. I think when you are dealing with very important things such as the human services of water and garbage pick up and Meals on Wheels, I think these are the kind of things we should really have dialogued with the people that head those departments, and ask them hard questions and get some hard answers.

May I suggest that we include Mr. Ruff and Mr. Walker. Today Mr. Walker was not at the meeting because he had an emergency . . . I'm sure he has an emergency, because they certainly are not picking up. One of the points that, for the other members of Council who are not present this morning is they have appropriated or they are asking

for money if we have to vote on it for 14 contractors which will be put on the trucks which would expedite garbage pick up this winter. So, I guess we can't say they are not doing anything, but I think we really need to get some hard answers as to what is going to happen, and may I add that to the request?

**Mr. Lally:**

In regard to Councilperson Madoff's statement in regard to the winter, during our vacation period I had the opportunity to look at two different places which we are hoping to rent space for this coming winter so it will help facilitate our trucks and help to have them repaired quicker.

One happens to be the Burger Building on the Southside at 6th and Bingham, and we have also looked at the Riverside Olds Building right across the Sixth Street Bridge. Both of these buildings are very acceptable for the work that we want to do there, so I am preparing legislation to be presented next week for both of them.

**The Chair:**

Thank you Mr. Lally, they are very sadly needed.

**Mrs. Madoff:**

The Mayor is in the hospital incidentally, in case anyone doesn't know.

**Mr. DePasquale:**

We all wish him a speedy recovery.

**Mr. Stone:**

I would suggest the City Clerk send him a telegram and wish him the best, we would like to have him off the bed so he is back in the arena.

**The Chair:**

I can't resist the temptation, even tho' I just found out the Mayor is in the hospital, I didn't know that, really, I'm sorry, I hope he returns very soon. I like sparring with him.

During the recess, some of you may not be aware, may not be acquainted with the fact that the Mayor came out with a Six Year Development Program, from 1978 to 1983, it says here. I have been on Council approximately seven years, and between the past and present mayor, this is the seventh six year program . . . so that is 42 years, and I've been here seven years, so, 42 does not go into seven, and unfortunately, they are not the Lord, and they cannot perform the miracle of the fishes and the loaves, where four fish, and four loaves of bread, I believe, fed thousands of people. Forty two will not go into seven. In my personal opinion, nothing has been done in the last seven years. We get a program every six months, every nine months or every year, and the public then is fed a roost that something is going to be done. I sincerely hope that this six year program is carried out. My main concern is the housing that was mentioned by Mr. Caliguiri, that he finally is going to try to do something for housing for people in middle income and poor classes. Since the Housing Act of 1949 where we talked about eradicating ghettos and slums, nothing has really been done for the poor and the middle class of this country. In fact we have created greater slums, no one wants to see housing developed for those type of people more than myself. If we only get this out of the program, it will be a worthwhile program. So far it has only been talk . . . this comes from the Federal Government on down. Nobody really is concerned about the poor and the middle class, and nobody is seeing that they get decent and sanitary housing. This was part of the Housing Act of 1949 that each and every American family would have a decent sanitary and safe home. That is so far from the truth. I just want to say that I will be more than willing to go along with the Six Year Program if the housing for the middle class and the poor is a sincere move on the part of the Mayor and his Administration and not another delaying tactic just to keep the, as we say, peons happy. This has happened so often in

the past, and I hate to see it happen again. I just hope he is sincere and I hope he is dedicated and I know that we will all pitch in and help as much as we can . . . only on the basis that the housing will develop for the middle class and the poor.

Mr. Stone moved to approve the minutes of Monday, August 7, 1978 and Monday, August 14, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, September 11, 1978 No. 35

Municipal Record

### ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Monday, September 11, 1978

Pittsburgh, PA

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

ABSENT:

Mr. Givens

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1689. Resolution transferring $30,000.00 from Code Account 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to Code Account No. 1443-6, In-Grade Pay, Department of Police.

Which was read and referred to thhe Committee on Finance.

Mr. Coyne presented

No. 1690. Communication from John E. Ruff, Director, Department of Public Works, requesting reimbursement of $106.75 to Mr. V. Bertolina and $89.00 to Mr. E. McGee for travel expenses incurred in connection with trip to Harrisburg, PA August 23, 1978, to attend meeting for final plan check of Stanwix Street Bridge Construction Plans, payable from Code Account 1530, Miscellaneous Services, Department of Public Works.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1691. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 113 by changing from "M2" Limited Industrial District to "R3" Multiple-Family Residence District certain properties fronting on Second Avenue and Dyke Street between Alluv-

ian Street and West Elizabeth Street, 15th Ward.

Also

No. 1692. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 8 by changing from "R3" Multiple-Family Residence District to "C1" Neighborhood Retail District boundary line located between Sylvania Avenue and Cedarhurst Street; Ardale Way and Lot Numbered 147, Block 14-J in the Allegheny County Block and Lot System, 18th Ward.

Also

No. 1693. Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to Housing Affiliates, Inc. for construction of an eleven story, 101 unit Housing for the Elderly facility on Property zoned "R4" Multiple-Family Residence District and "C3" Commercial District fronting on Centre Avenue, Dinwiddie Street, Devilliers Street, and Rose Street, identified as Lots Numbered 268, 271, 274, 318, 319, 329, 322, Block 11-A and Lot Numbered 364, Block 10-N in the Allegheny County Block and Lot System, 3rd Ward.

Also

No. 1694. Resolution amending Resolution No. 471 to increase the cost of Operation Paintbrush to $200,000.00 and to authorize the expenditure of funds from Community Development Block Grant Trust Fund, Unspecified Local Options.

Also

No. 1695. Resolution amending Section 2 of Ordinance No. 136, approved March 20, 1973, as amended by Ordinance No. 21, approved August 10, 1977, entitled "An Ordinance increasing the bonded indebtedness of the City of Pittsburgh by an issue of Serial General Obligation Coupon Bonds in the amount of Fourteen Million Dollars ($14,000,000) for the purposes of acquiring and constructing its 1973 Capital Improvements Program and paying costs of the Bond Issue; fixing the form, number, date, interest rate and maturities thereof; levying a tax for payment of debt service charges; authorizing execution, sale and delivery thereof; pledging the repayment of said bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required fee therefor", (by reducing the Urban Redevelopment Authority allocation by Seventy Thousand ($70,000) Dollars and increasing the Department of Lands and Buildings allocation by the same amount.

Also

No. 1696. Communication from Robert Lurcott, Department of City Planning, requesting permission to attend Annual Conference of American Institute of Planners, New Orleans, Louisiana, September 27-30, 1978, at cost not to exceed $700.00, payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Also

No. 1697. Communication from Paul Brophy, Director, Department of Housing requesting permission for staff member to attend NAHRO 39th National Conference, Seattle, Washington, October 8-10, 1978, at cost not to exceed $650.00, payable from Community Development Block Grant Trust Fund, Administration, CDHA (HD-78-13), Department of Housing.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1698. Resolution providing for the purchase from Ertl Baking Company for various City facilities and other public purposes in lieu of condemnation, certain property in the 22nd Ward, located on 20 River Avenue, designated as Block

8-M, Lots 10, 12 and 25, for the sum of $750,000.00, plus proper closing expenses and providing for the payment of the cost thereof.

Also

No. 1699. Resolution repealing Resolution No. 813, approved 7/24/78 for the sale of property on 2709 Webster Avenue in the 5th Ward. Hand money in the amount of $200.00 to be returned to Le Phuoc Sang as the property was redeemed during the process of sale.

Also

No. 1700. Resolution repealing Resolution No. 382, approved 6/7/76 for property on Johnston Avenue in the 15th Ward to Ferdinand and Mary Toscano. As per Order of Court to rescind said petition to the best effectuate the interest of the City for the public. Hand money in the amount of $150.00 to be returned to Ferdinand and Mary Toscano.

Also

No. 1701. Resolution repealing Resolution No. 172, approved 2/28/77 for the sale of property in the 17th Ward being a 2 story house on 118 Brosville Street for $750.00. Purchasers Howard Martin Little III and Carol Nichols, his wife request cancellation of sale. Hand money in the amount of $100.00 to be forfeited.

Also

No. 1702. Resolution amending Resolution No. 1239, approved December 19, 1977, which authorized the sale of property in Idlewild Street to correct the spelling of purchasers name from "Sanford" to read "Stanford". All else in Resolution No. 1239, shall remain the same and in effect.

Also

No. 1703. Resolution amending Resolution No. 947, which authorized the sale of property in the 25th Ward on Sprain Street for the sum of $150.00 to Carl and Dolores Francis by deleting "Block 6-S, Lot 317" and inser ing in lieu thereof "Block 4?-S, Lot 317". All else in Resolution No. 947 shall remain the same and in effect.

Also

No. 1704. Resolution authorizing the sale of property in the 3rd Ward being a 2½ story brick house on 114 Dinwiddie Street, Block 11-E, Lot 79, to Ermy Johnson, for the sum of $350.00.

Also

No. 1705. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Broad Street between N. Aiken and N. Atlantic Avenues Block 50-L, Lot 140, to Grady H. Roberts Jr. for the sum of $600.00.

Also

No. 1706. Resoluton authorizing the sale of property in the 11th Ward being a vacant lot on N. St. Clair Street designated as Block 83-C, Lot 97, to William C. Woods for the sum of $2,500.00.

Also

No. 1707. Resolution authorizing the sale of property in the 15th Ward being a 2 story brick house on 5263½ Dyke Street designated as Block 57-B, Lot 202, to Theresa Ryan for the sum of $1,500.00.

Also

No. 1708. Resolution authorizing the sale of property in the 15th Ward being a 2 story frame house on 4544 Gladstone Street designated as Block 55-P, Lot 274, to Eugene C. Webb and Johnetta W. Webb, his wife, for the sum of $2,500.00.

Also

No. 1709. Resolution authorizing the sale of property in the 18th Ward being a 3 story brick Apartment Building and

storage room on 100 Montooth Street, designated as Block 15-L, Lot 71 to Roy Walker for the sum of $12,000.00.

Also

No. 1710. Resolution authorizing the sale of property in the 20th Ward on Independence Street now Greentree Road designated as Block 18-G, Lot 4 and 8 to John C. Kratochivila and Kathy Ann Kratochivila, his wife, for the sum of $300.00.

Also

No. 1711. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Meadville Street designated as Block 46-R, Lot 213 to Edward R. O'Connor and Gloria L. O'Connor his wife for the sum of $150.00.

Also

No. 1712. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Glenside Avenue, designated as Block 162-P, Lot 149 to Anna Mae Koskey for the sum of $375.00.

Also

No. 1713. Resolution authorizing the sale of property in the 26th Ward being vacant land on the rear of Edna Street and the rear of Cleveland Avenues designated as Block 162-D, Lots 29 and Block 163-A, Lot 45 to Donald Schueler and Janice L. Schueler, his wife, for the sum of $1,350.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1714. Resolution providing for an agreement with interested Fast Food Operators in the City for the development of a public relations/advertising program as part of an anti-litter campaign.

Which was read and referred to the Committee on Public Works.

Also

No. 1715. Resolution providing for a contract or contracts for the replacement of 4" water lines on various streets and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Water.

Mr. Robinson presented

No. 1716. Resolution providing for an agreement with the Lemington Home for the Aged, Inc., for the acquisition of real property which will be used for public purpose and for other related purposses not in violation of the guidelines for use of Community Development Block Grant Funds.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Robinson moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

The Chair:

In regard to Lemington Home for the Aged, Nursing Home, the story came out in the newspaper that all of Council voted "aye" to sustain the Mayor's veto, the stories are both incorrect as is usual, my name is involved, I voted to override the veto, I did not vote to sustain the veto, and I would vote to override the veto again and again and again, and I just want those people who are involved and interested to know how I voted, and for the record . . . it seems the

newspapers don't care to print the truth, so I'll have to tell you in person. Thank you.

Mr. Stone presented

No. 1717. Resolution transferring the sum of $48,000 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer, to Code Account No. 53-1, Reserve Fund, Debt Service, Stadium Authority of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1718. Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Joseph C. Kronz in the sum of $759.37 in settlement of claim for damage and providing for payment thereof.

Also

No. 1719. Resolution authorizing issuance of a warrant in favor of State Farm Mutual Automobile Insurance Company and Thomas J. Vandergrift in the sum of $819.84 in settlement of claim for damage and providing for payment thereof.

Also

No. 1720. Resolution authorizing issuance of a warrant in favor of Edith DeShantz and Leo & Emily Vighetti in the sum of $2,244.92 in settlement of claim and providing for payment thereof.

Also

No. 1721. Resolution providing for the issuance of a warrant in favor of Mary F. Ricketts, M.D., in the aggregate amount of $990.00 for professional services rendered for the benefit of the City in connection with physical examinations administered to School Crossing Guard employees and applicants.

Also

No. 1722. Resolution amending Resolution No. 803 approved July 10, 1978 entitled "Resolution amending Resolution No. 530 approved May 22, 1978, entitled 'A Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Programs Diocesan School Board of Pittsburgh, Inc., for the implementation of the City Youth Employment Program and providing for the payment of the cost thereof."

Also

No. 1723. An Ordinance amending Section 3 of Ordinance No. 227 approved June 28, 1957, by increasing the maximum amount by which the Public Parking Authority of Pittsburgh may set parking rates for certain off-street parking facilities.

Also

No. 1724. Communication from John E. McGrady, City Controller, requesting permission for Raymond E. Johnson, Deputy City Controller, to attend the International Municipal Finance Officers Association Seminar for Arbitrage, Chicago, Illinois from September 11 to 12, 1978 at a cost not to exceed $400.00, payable from Code Account 1048, Miscellaneous Services, Department of City Controller.

No. 1725. Communication from John E. McGrady, City Controller, requesting permission to send ten (10) staff members to attend a training seminar on accrual accounting and auditing to be held September 7, 1978 at the Hyatt

House, Pittsburgh, PA cost not to exceed $250.00 chargeable to and payable from Code Account 1048, Miscellaneous Services, Department of City Controller.

Also

No. 1726. Communication from Melanie Smith, Director of Personnel and Civil Service requesting permission for Philip Schugar, Youth Coordinator, to attend First Annual Governor's Employment and Training Conference, Lancaster, PA September 12-14, 1978, at cost not to exceed $200.00, payable from CETA Trust Fund.

Also

No. 1727. Communication from Melanie Smith, Director of Personnel and Civil Service requesting permission for Maureen Morrissey, Senior Planner, Department of Personnel and Civil Service Commission to attend State Manpower Services Council Meeting, Lancaster, PA September 20, 1978, cost not to exceed $150.00, payable from CETA Trust Fund.

Which were severally read and referred to the Committee on Finance.

**The Chair presented**

No. 1728. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of John R. McGinley, Jr., Esq., in the amount of $682.06, in payment for professional services rendered to the Council of the City of Pittsburgh without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 1729. Petition from the Executive Board of Arlington Civic Council on behalf of Kathleen Hussak requesting a hearing with City Council pertaining to the condition of Goldbach and Topeka Streets (Pittsburgh paper streets).

Which was read and referred to the Committee on Public Works.

Also

No. 1730. Petition from St. Clair Citizens Council requesting a hearing with City Council regarding the conditions in St. Clair Village.

Which was read and referred to the Committee on Planning, Housing and Development.

REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 1731. Report of the Committee on Finance for September 5, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1534. A Resolution entitled, "Resolution authorizing an increase in the nonelectoral indebtedness of the City in the amount of $2,403,000 to be represented by notes issued in anticipation of the issuance of General Obligation Bonds in said amount, establishing the useful lives of projects, accepting proposals, fixing the interest rates and maturity dates of the notes, stating sources of re-payments of the notes, authorizing deposits into the City's Sinking Fund, directing the filing of documentation with the Department of Community Affairs, covenanting that the notes will not become Arbitrage Bonds, establishing the form of notes, and repealing inconsistent resolutions and ordinances." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1591. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of J-Jac Construction Corporation, in the amount of One Hundred Twenty Three Thousand Seven Hundred Twenty-Nine Dollars and Nine Cents, in payment of Additional Work furnished for the benefit of the City in connection with the reconstruction of Centre Avenue, from North Craig Street to Penn Circle; and providing for the payment thereof."

Which was read.

**The Chair:**

On Bill No. 1591, I will abstain from voting. As I stated earlier, the Home Rule Charter states very clearly that when a relative is involved or a conflict of interest, that you must abstain from voting, this happens to be a brother-in-law, and two cousins of mine, so I cannot vote on the bill. Thank you.

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | |

Ayes 7 Noes none
(One Abstaining, Mr. DePasquale)
(Pres't)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1592. A Resolution entitled, "Resolution transferring the amount of Ninety Thousand ($90,000.00) Dollars from and to Code Accounts within the Bureau of Operations, Department of Public Works."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally for Mr. Givens presented

No. 1732. Report of the Committee on Planning, Housing and Development for September 5, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1609. A Resolution entitled, "Resolution authorizing an amendment to the Agreement with Urban Redevelopment Authority of Pittsburgh for Model Cities Commercial Site Loan Project by increasing the funds by the amount of $93,500.00."

Which was read.

Also,

Bill No. 1610. A Resolution entitled, "Resolution authorizing an amendment to Agreement with Neighborhood Housing Services, Inc., for Home Improvement Loans reducing the funds by the amount of $58,395.00."

Which was read.

Also,

Bill No. 1611. A Resolution entitled, "Resolution authorizing an amendment to Model Cities Housing Program Agreement dated April 1, 1975 between City of Pittsburgh and Urban Redevelopment Authority of Pittsburgh reducing the funds and extending the term of the Agreement."

Which was read.

Also,

Bill No. 1685. A Resolution entitled, "Resolution providing for an agreement or agreements with Carson Plaza, Inc., and an agreement or agreements with the Lutheran Service Society and/or its affiliate, Meals on Wheels, South Side, for rehabilitation and operation of kitchen facilities to benefit senior citizens, those on low and moderate income, and the handicapped; and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 1733. Report of the Committee on Supplies for September 5, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1077. A Resolution entitled, "Resolution providing for the letting of contracts for materials, general supplies, equipment and machinery required by the several departments of the City Government, for the year beginning January 1, 1979 and for the payment thereof. (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

**Mrs. Madoff:**

Mr. President, may I respectfully request that whoever does the accounting, I guess it would be Mr. Donahoe, with reference to the meters . . . regarding changing them from 25c to 35c per hour, etc., up to a dollar, off street metering. Could we get an accounting of what is generated in our meter and what it costs to operate it . . . the profit and loss picture, where we stand, before we vote on this. Or, could we have someone there the day we are voting on it to answer some of the questions.

**The Chair:**

Mr. Clerk, would you see that this is taken care of please?

**Mrs. Madoff:**

My purpose in asking sir, is that, in Europe today they are going about it in another way, they found that they are not making the money. There are ways that they give stickers on cars which generates more profit. Of course, we would run into trouble with out of town people, but we could find out how they handle it, and I would just like to know before we even address it, is it a profit or loss situation, is it costing us more than what we are getting?

Also, on old business, I thought Council might like to know, if they do not already, is that the Light of Life Mission, after all of the hearings, they have decided to move, I don't know if Council is aware of that . . . I may have played a role in that, I don't know, I have been trying to get ahold of the Historical Landmarks Scoiety, Arthur Ziegler and he has been away. I believe that the Foundation did pick up the difference in the cost of purchasing some land and we are hoping to raise some money to make that park into a botanical garden and perhaps turn the houses in that area into a Georgian type community. I think this is rater interesting since we had such a hassle here in Council about the Light of Life Mission.

Another thing I might want to mention, at the Mayor's meeting this morning for those who were not present, two serious problems came to my attention this weekend. One was the parking lot across from Heinz Hall, there was a concert going on, a rock concert at the Stanley Theatre. I have never seen anything so filthy in my life. I must say with all of the environmental issues I have been involved with, I have never really said I was ashamed of our city. I must say that on Saturday night I felt some shame. The streets were littered with filth, the youngsters, who were not coming from Heinz Hall, into the parking lot and there was a young man who was expiditing the parking tickets by passing them out . . . they were coming in, each car had beer bottles and cans, that is unsafe, and they shouldn't be drinking, but there was a much greater problem.

Beer bottles, the glass bottles were left on the ledges on the top floors, I had to go to the top floor to park. There was no way of getting the elevator, I had to walk down and on the way I

counted over a hundred beer cans and bottles parked on the landings. The stench was horrendous. I am proposing that Council look into this and talk about it in the future with an eye to perhaps having those who run the rock concerts to pick up the cost of maintenance.

I had a call from Stabile who, I believe owns that garage, I'm not sure, they said it was Arco or something like that, I don't know what he has to say. The Mayor's Office has contacted them, and I am very distressed about it. I will never personally go into that garage again . . . I will pay a ticket before I will ever again go into that garage.

**The Chair:**

In earlier conversation this morning, you did say that you talked to Superintendent Coll and he said that he could do nothing about it, or didn't have enough police for it?

**Mrs. Madoff:**

There were two policemen there, a policewoman operating the light, and a policeman with a club and a gun. But, there was such a tremendous crowd, it was the special concert at Heinz Hall that will be shown in only three cities in the country . . . there was a rock concert at the same time. There was one little garbage pail on the corner across the road on the four corners, Pittsburgh On the Move, there was litter like I've never seen and it was just horrendous. They had hired a guard for the garage. I went in to talk to them . . . I talked to the policewoman, she said she knew what was happening, and that it was terrible. The attendant was not using his little wagon to go up and down, he was just walking the floor up and down.

Can you imagine a glass bottle falling off of that ledge and hitting somebody, the glass could have killed somebody.

I think it is such a serious problem. I hope we can discuss this in Council, that somehow this can get on the agenda and have the people responsible for that garbage present. I feel so strongly, I think a threat of lifting a license should be offered against that garage operator.

The other item I wanted to talk about was that over the weekend I had gone to a roving theatre called Theatre Express which was granted, or they received a donation of a building on Centre Avenue near Craig Street.

They had a play called the Dark Corridor, and in keeping with the play they had candles going into this building. Their main entrance was not open. They were using the Stage entrance which was steep cement stairs and most of the people coming were well over forty. They lit the corridors with candles, these were old, very dried out wood stairs and the panels were on the stairs. It was the only entrance and exit into and out of the building. The support of this Carnegie Mellon University Project, they had alumnae show up . . . that is how we were invited, through alumnae of the University. There were well over three hundred people. It was a fire trap, there were no signs saying do not smoke. When people tried to put chairs for the overflow on the steps halfway going up, people were screaming "don't, we would not be able to get out of here in case of a fire".

For many reasons, at least 20% of the people left before the first intermission, I don't even know if they had one.

I understand that Mr. Imhoff has been spoken to and the word is that they have not been granted an operating permit and they are operating in violation and they are going out to stop any further production until the building is finished.

But, just think of the horrible fires that have taken place in motels, where people have been killed. This was a disaster waiting to happen, the air wasn't moving, it was about 100 degrees inside, there were no air vents to the outside and I think that is the kind of thing Council must address itself to to protect our citizens. Thank you.

**The Chair:**

Your point is well taken, and I think certainly that they were in violation.

**Mrs. Madoff:**

I don't know where we as City Council would go with this, I have just notified the proper authorities, but I think as President of City Council you might want to preside.

**The Chair:**

Well, I think the first thing we should do is make sure that they are closed down. I think you said that Mr. Imhoff said they operated without a permit, so there is a violation and a fine if they are taken in front of I guess it would be the Housing Authority.

**Mrs. Madoff:**

Well, if the Fire Department looked at that, I don't believe it.

**Mr. Lally:**

Our Building Inspectors were out there this morning.

Mr. Stone moved to excuse Mr. Givens for absence from this meeting.

Mr. Robinson seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, September 18, 1978 No. 36



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, September 18, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff: | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1734. Resolution providing for the filing of applications by the City of Pittsburgh with the Commonwealth of Pennsylvania Governor's Justice Commission for a grant in connection with Emergency Street Phone Network Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Emergency Street Phone Network Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 1735. Resolution providing for the filing of an application by the City of Pittsburgh with Commonwealth of Pennsylvania Governor's Justice Commission for a grant in connection with People Watching Out for People Project (PWOP); providing for the execution of a Grant Contract and for the filing of requistions and other data; approving the People Watching Out for People Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Projec ; and providing for the deposit of the funds in a bank account; providing for an agreement or agreements with the East Liberty Chamber of Commerce to implement said Project and providing for the payment of cost thereof.

Which were read and referred to the Committee on Public Safety.

Mr. Bulls moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 1736. Resolution providing for the issuance of Warrants in favor of the following members of the Departments of Police for partial financial replacement for items damaged while on duty, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 1737. Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of Four Thousand Two Hundred Seventy-One Dollars and Twenty Cents ($4,-271.20) in payment for Extra Work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1738. An Ordinance supplementing Section 2 and Section 3 or Ordinance No. 335, entitled "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof," approved October 3, 1922, as amended and supplemented.

Also

No. 1739. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design of the South Aiken Avenue Bridge; and providing for the payment of the costs thereof.

Also

No. 1740. Resolution providing for a Contract or Contracts for the rehabilitation of the Columbus Avenue Bridge, PW 78-14, and PW 76-27; and providing for the payment of costs thereof.

Also

No. 1741. Resolution vacating Nimick Place between Maplewood Avenue and Wayleska Way in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 1742. Communication from James S. Walker, Director of Environmental Services, requesting permission for Joseph Matthews, Supervisor WHIP Program, to attend meeting with Department of Community Affairs, Grantville, PA, Sept. 26-28, 1978, at cost not to exceed $250.00, payable from WHIP Special Trust Fund.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1743. Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Housing and Urban Development for a grant in connection with the North Side Urban Development Action Grant Project, providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the North Side Urban Redevelopment Action Grant Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for centification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 1744. Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Housing and Urban Development for a grant in connection with the Stanfield Urban Development Action Grant Project, providing fo the execution of a Grant Contract for the filing of requisitions and other data; approving the Stanfield Urban Development Action Grant Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1745. Resolution providing for an Agreement or Agreements with Urban Redevelopment Authority and Neighborhood Housing Services, Inc., setting forth the respective rights and duties of the parties in connection with the close-out of Model Cities Program and transfer of Neighborhood Housing Services's Housing Rehabilitation Project portfolios to Urban Redevelopment Authority.

Also

No. 1746. Resolution providing for an Agreement with the County of Allegheny for the transfer of $75,000.00 of the City's 1978 Community Development funds as the City's share of the funds that will be expended by Elder-Ado, Inc., pursuant to a contract with the County for renovation of a piece of property known as the "Beckman Building".

Also

No. 1747. Resolution providing for a Supplemental Agreement or Agreements with the Port Authority of Allegheny County for the Model Neighborhood Reduced Fare Bus Loop Project increasing the amount provided therefore to $296,-000.00.

Also

No. 1748. Resolution providing for a Supplemental Agreement or Agreements with the Urban League of Pittsburgh, Inc., for the City's Housing Counselling and Housing Information Program, increasing the amount provided therefor to $188,500.00.

Also

No. 1749. Resolution approving a form of contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of Parcel F in the Twelfeth Ward of the City of Pittsburgh.

Also

No. 1750. Resolution approving a form of contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of Parcels B-1 and B-1a in the Seventh Ward of the City of Pittsburgh in Redevelopment Area No. 10.

Also

No. 1751. Communication from Paul Brophy, Director of Housing, requesting permission for one staff member to attend Time Management Course sponsored by Dept. of Community Affairs, Monroeville, PA, November 12, 1978, at cost

not to exceed $40,00, payable from 1978 Community Development Block Grant Trust Fund, Housing Dept. Administration, CDHD, (HD-78-13).

Also

No. 1752. Communication from Paul Brophy, Director of Housing, requesting permission for one staff member to attend Cost Benefit-Analysis Course pertaining to renewal projects, bond evaluation, etc., sponsored by Dept. of Community Affairs, Monroeville, PA, Sept. 26-28, 1978, at cost not exceed $100.00, payable from 1978 Community Development Block Grant Trust Fund, Housing Dept. Administration CDHD, (HD-78-13).

Also

No. 1753. Communication from Robert Lurcott, Director of City Planning, requesting permission to attend HUD Conference, Washington, D.C., to discuss City's Urban Development Action Grant Application, at cost not to exceed $150.00, payable from Code Account 1103, Miscellaneous Services, Dept. of City Planning.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1754. Resolution providing for the lease of certain property at South 4.h Street and Bingham Street, 17th Ward, from M. BERGER LAND CO., for a term of one year, at an annual rental of $102,-400.00, for storage of Department of Environmental Services vehicles, upon certain terms and conditions; and providing for the payment of the cost thereof.

Also

No. 1755. Resolution amending Res. #948, app. 8/16/78, for the sale of property in the 27th Ward on Wadlow St. to Helen E., Norbert F. & Thomas R. Bradley to include in the first paragraph sale price of $300.00. All else in Res. No. 948, shall remain the same and in effect.

Also

No. 1756. Resolution authorizing the sale of property in the 5th Ward, being a 2 sty. brk. hse. on 16 Davenport St. designated as Block 10-N, Lot 56, to Walter Willis & Ciscelyn Willis, his wife, for the sum of $3,000.00.

Also

No. 1757. Resolution authorizing the sale of property in the 5th Ward being vacant land on Breckenridge St. designated as Block 10-M, Lots 281 and 301, to Gloria J. Spearman, for the sum of $800.00.

Also

No. 1758. Resolution authorizing the sale of property in the 6th Ward being four 3 sty. brk. hses. on 3036-3038 Brereton St. and 3036-3038 Phelan Way, designated as Block 25-M, Lot 180, to Louis Spartis for the sum of $1,600.00.

Also

No. 1759. Resolution authorizing the sale of property in the 13th Ward being vacant land on Maplewood to Fahnestock St. designated as Block 232-B, Lot 18 & 25, to David Weaver & Connie Weaver, his wife, for the sum of $900.00.

Also

No. 1760. Resolution authorizing the sale of property in the 13th Ward being a vacant lot in the rear of Brushton Ave. Block 175-C, Lot 61, to Blue Jay Chrome Products Inc. for the sum of $1,250.00.

Also

No. 1761. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Pauley St. designated as Block 56-S, Lot 25, to Kenneth F. Hughes, for the sum of $200.00.

Also

No. 1762. Resolution authorizing the sale of property in the 20th Ward being vacant land on Litchfield St. designated as Block 41-C, Lots 311-312-313, to John P. Pomozzi & Cynthia B. Pomozzi, his wife, for the sum of $1,400.00.

Also

No. 1763. Resolution authorizing the sale of property in the 27th Ward being vacant land on McClure Ave. designated as Block 75-M, Lots 45 and 52 and 282, to Joseph T. Nicotra for the sum of $1,600.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Mrs. Masloff presented**

No. 1764. Resolution authorizing the issuance of a warrant in favor of Ram Construction Company in the amount of $14,030.00 in payment for work performed at Pittsburgh Zoo, Serpentine Drive Extension, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1765. Resolution authorizing the issuance of a warrant in favor of W. G. Tomko & Sons, Inc. in the amount of $3,564.00 in payment for work performed at Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1766. Resolution authorizing the issuance of a warrant in favor of Tico Electric, Inc. in the amount of $1,220.00 in payment for work performed at Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No, 1767, Resolution authorizing the issuance of a warrant in favor of Robert Builders, Inc, in the amount of $704.40 in payment for work performed at Homewood Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1768. Resolution authorizing the issuance of a warrant in favor of Pittsburgh Pool Service, Inc. in the amount of $8,500.00 in payment for work performed at Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1769. Resolution providing for an agreement or agreements for professional sevices and for leasing with Avalanche, Inc., for the implementation of a cross-country ski program during winter 1978-79 in the City of Pittsburgh.

Also

No. 1770. Resolution amending Resolution No. 624 effective June 27, 1978, entitled: "Resolution providing for the letting of a contract or contracts for the purchase of Food Vendor Services and administrative costs for the Special Food Service Program for children from funds provided by the Commonwealth of Pennsylvania, Department of Education," by increasing the cost of Project from $112,-000.00 to $113,537.00.

Also

No. 1771. Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment for park and recreational lighting at Brookline Park and providing for the payment of the cost thereof.

Also

No. 1772. Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment at the Pittsburgh Zoo and providing for the payment of the cost thereof.

Also

No. 1773. Resolution amending Resolution No. 351 effective May 11, 1977, entitled: "Providing for the renovation of the stairs at Cowley-Goettman Recreation Center, in an amount not exceeding $8,000.00 in the Department of Parks and Recreation" by decreasing the authorization to $7,777.00.

Also

No. 1774. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $2,526.00 for extra work at Phipps Conservatory Phase II General Contract Controller's Contract No. 23206-F.

Also

No. 1775. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $3,418.25 for extra work in connection with Phipps Conservatory Phase II Heating Contract Controller's Contract No. 23204-F.

Also

No. 1776. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $11,907.09 for extra work in connection with Phipps Conservatory — Phase II General Contract Controller's Contract No. 23206-F.

Also

No. 1777. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $64.50 for extra work in connection with Schenley Park Athletic Shelter Renovation Electric Contract Controller's Contract No. 22769.

Also

No. 1778. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $2,342.00 for extra work in connection with Heth's Run Playground General Contract Controller's Contract No. 23267.

Also

No. 1779. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $243.68 for extra work in connection with South Side Market House electric Contract Controller's Contract No. 22641-F.

Also

No. 1780. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $3,244.00 for extra work in connection with Schenley Park Swimming Pool General Contract Controller's Contract No. 22846-F.

Also

No. 1781. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment of $3,180.00 for extra work in connection with Phillips Park Swimming Pool, Controller's Contract No. 22315-F.

Which were severally read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** presented

No. 1782. Resolution providing for the issuance of a warrant in the amount of $300.00 in favor of GMC Truck & Coach

Division, General Motors Corporation, for vehicles retained by the Water Department which were originally scheduled to be traded in at the time five new ones were purchased, and for the payment thereof.

Also

No. 1783. Resolution transferring the sum of One Hundred Seven Thousand ($107,000.00) Dollars from Code Account No. 1154, Motorized Equipment, Bureau of Automotive Equipment, Department of Supplies to the following Code Accounts as indicated; $27,000.00 to Code Account No. 1150, Outside Repairs-Contract, Bureau of Automotive Equipment, $50,000.00 to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment, and $30,000.00 to Code Account No. 1128, Micsellaneous Services, General Office, Department of Supplies.

Which were read and referred to the Committee on Finance.

Also

No. 1784. Resolution providing for the letting of a contract for the furnishing and delivery of a Mail Opener, for the Department of Supplies, and for the payment thereof.

Also

No. 1785. Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of a Patient Monitoring System, for the Department of Emergency Medical Services, and for the payment thereof.

Which were read and referred to the Committee on Supplies.

Also

No. 1786. Resolution Establishing an Emergency Preparedness Council and Comprehensive Emergency Plan.

Which was read and referred to the Committee on Public Safety.

Mr. Stone presented

No. 1787. Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed.

Also

No. 1788. Resolution providing for an Agreement or Agreements with History and Landmarks Foundation, Pittsburgh Ballet Theatre, Opportunities Industrialization Center, Inc., Elder-Ado, Inc. for the implementation of the Comprehensive Employment and Training Act, Title III Subpart 2 of the Youth Employment and Demonstration Projects Act of 1977 (YCCIP Youth Community Conservation Improvements Project) and providing for the payment of the costs thereof.

Also

No. 1789. Resolution providing for an Agreement for Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Opportunities Industrialization Center, Inc., Point Park College, Urban Youth Action, Inc., Elder-Ado, Inc., for the implementation of the Comprehensive Employment and Training Act, Title III, Subpart 3 of the Youth Employment and Demonstration Projects Act (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof.

Also

No. 1790. Communication from John E. McGrady, City Controller, submitting Net Debt and remaining Debt incurring margin in accordance with Act. No. 185, approved July, 1972 "Local Government Unit Debt Act" as of June 30, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1791. Report of the Committee on Finance for September 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1590. A Resolution entitled, "Resolution transferring the sum of $1,-000.00 from Code Account No. 1468, Equipment, to Code Account No. 1470, Uniform Allowance, within the Department of Fire."

Which was read.

Also,

Bill No. 1593. A Resolution entitled, "Resolution transferring the sum of Ten Thousand ($10,000.00) Dollars from Code Account No. 1167, Wages, Regular Employees, Division of Collection and Disposition, Department of Environmental Services, to Code Account No. 1181, Miscellaneous Services, Division of Animal Control, Department of Environmental Services."

Which was read.

Also,

Bill No. 1594. A Resolution entitled, "Resolution transferring the sum of One Hundred Forty Five Thousand ($145,-000.00) Dollars from Code Account No. 1167, Wages, Regular Employees, Department of Environmental Services, to Code Account No. 1174, Rental of Equipment, Division of Collection and Disposition, Department of Environmental Services."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1618. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Carnegie Library of Pittsburgh, in the amount of $70,363.78, in payment for construction work furnished for the benefit of the City in connection with the Unification of Maintenance Services and Technical Processing at Carnegie Library of Pittsburgh and providing for the payment thereof."

Which was read.

Also,

Bill No. 1619. A Resolution entitled, "Resolution providing for the issuance of warrant in favor of Carnegie Library of Pittsburgh, in the amount of $67,-950.49, in payment for construction work furnished for the benefit of the City in connection with the Unification of Maintenance Services and Technical Processing at Carnegie Library of Pittsburgh, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1620. A Resolution entitled,

"Resolution authorizing issuance of a warrant in the amount of $9,985 00 in favor of Crown Wrecking Co., Inc., 276 Ringold Avenue, Pittsburgh, PA 15205 in payment of contract for the demolition and removal of 3 story brick store house and dwelling (double) located at 1426-28 Fifth Avenue, Ward 1, without previous authority of law, and providing for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1638. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Leeds & Northup, P. O. Box 8068-1178, Philadelphia, PA 19177 in the amount of $362.70, in payment for emergency repairs to P.A.T. #80 Controller located at the Water Treatment Plant Clarifier Site and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1639. A Resolution entitled, "Resolution transferring $45,000.00 from Code Account 1714 Materials to Code Accounts 1701 Miscellaneous Services and 1705 Repairs."

Which was read.

Also,

Bill No. 1640. A Resolution entitled, "Resolution transferring $175,000.00 from Code Account 1703 Utilities and Code Accounts 1795 and 1796 Salaries and Wages, Regular Employees to Code Accounts 1700-1 Premium Pay, 1702 Municipal Obligation for Non-City Water Agencies and 1709 Refunds, Water Rents."

Which was read.

Also,

Bill No. 1659. A Resolution entitled, "Resolution transferring the sum of Five Thousand ($5,000.00) Dollars from Code Account No. 1126, Salaries Regular and Temporary Employees, General Office, Department of Supplies to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies and also transferring Ten Thousand ($10,000.00) Dollars from Code Account No. 1141, Salaries and Wages, Regular Employees, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated; $5,000.00 to Code Account No. 1126-1, Premium Pay, General Office and $5,000.00 to Code Account No. 1147, Materials, Bureau of Automotive Equipment, Department of Supplies."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1667. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Harleysville Mutual Insurance and Eugene Chiarelli in the sum of $1,045.83 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1668. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Rose Semplice in the sum of $647.02 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1669. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Robert Jones in the sum of $625.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1670. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of State Farm Mutual Automobile Insurance Company and Regis Gallick in the sum of $895.21 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1671. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Gordon's Furniture Company in the sum of $1,259.81 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1672. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Dennis Lee Flood in the sum of $628.29 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1673. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Sally Gilbert in the sum of $525.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1674. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in the amount of $281.00 payable to Coopers and Lybrand, chargeable to and payable from General Obligation Bonds of 1978, Series A, Bond Sale Expense."

Which was read.

Also,

Bill No. 1675. A Resolution entitled, "Resolution providing for issuance of a warrant in favor of N.C.R. Corporation in the amount of $528.66 for purchase of General Ledger cards for implementation of new accounting system, furnished for the benefit of the City, without previous authority of law."

Which was read.

Also,

Bill No. 1676. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant in an amount over $500.00 to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mrs. Madoff:**

Mr. President, I had asked at a previous meeting, that in the resolutions, where it says, "city vehicle" — when we have accidents that it define the type of city vehicle. The reason for that is we will have some feeling of whether a refuge truck is going down a narrow road, whether it was police in the line of duty. But it would give us some input in Council. When shall we see that change?

**Mr. Perry:**

In new bills from now on.

**The Chair:**

A couple of instances they mention the type of vehicles.

**Mr. Lally:**

Most instances they do not.

**Mrs. Madoff:**

Most instances they do not.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1677. A Resolution entitled, "Resolution transferring the sum of $47,000.00 from the Department of Personnel and Civil Service Commission Code Account 1099, Salaries to Department of Personnel and Civil Service Commission Code Account 1100, Miscellaneous Services and transferring the sum of $3,000.00 from Department of Personnel and Civil Service Commission Code Account 1099, Salaries to Department of Personnel and Civil Service Commission Code Account 1101, Supplies."

Which was read.

Also,

Bill No. 1678. A Resolution entitled,

"Resolution authorizing the City Controller, pursuant to Section Five of Controller's Contract Number 21395, to engage the services of Coopers and Lybrand for extra work in connection with the annual audit of the City's books and accounts for a cost not to exceed $6,-000.00 payable from the Revenue Sharing Trust Fund."

Which was read.

Also,

Bill No. 1717. A Resolution entitled, "Resolution transferring the sum of $48,000.00 from Code Account No. 41, Refunds, Real Estate Tax, Department of City Treasurer, to Code Account No. 53-1, Reserve Fund, Debt Service, Stadium Authority of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1792. Report of the Committee on Public Works for September 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1595. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design for replacement of the Herron Avenue Bridge; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1596. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the design of the Wood Street Bridge; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1597. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design for replacement of the Elizabeth Street Bridge; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1598. A Resolution entitled, "Resolution amending Ordinance No. 242, approved June 26, 1972, effective July 7, 1972, entitled 'An Ordinance providing for an Agreement with the Commonwealth of Pennsylvania pertaining to Improvements and Cons ruction of portions of Section 3T, 4T, 5T, 6T, 7T and 38T of Legislative Routes 02337, 02260 and 228 and providing for the payment of the City's share of the cost thereof', by including provision for in-

creasing the maximum authorized amount from $26,500.00 to $33,402.05; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1599. A Resolution entitled, "Resolution amending Ordinance No. 211, approved April 16, 1973, effective April 30, 1973, entitled 'An Ordinance providing for an Agreement with the Commonwealth of Pennsylvania, Department of Transportation, for the improvement and construction of Legislative Route 652, Section 27 T-R (TOPICS), Ohio River Boulevard at McKees Rocks Bridge, and providing for the payment thereof; also authorizing an Agreement between the Commonwealth of Pennsylvania and the City of Pittsburgh for the credit to the City of Pittsburgh of $6,186.79, which represents expenditure by the City of Pittsburgh for the purchase and storage of traffic and signal equipment to be used within the limits of the project;' by including provision for increasing the maximum authorized amount from $9,318.51 to $12,330.51; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1600. A Resolution entitled, "Resolution providing for a Contract or Contracts for the reconstruction of the Greenfield Bridge over the Penn Lincoln Parkway, PW 77-16, providing for the payment of costs thereof; and providing for a Reimursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 1601. A Resolution entitled, "Resolution providing for a Contract or Contracts in connection with the demolition and replacement of the Elizabeth Street Bridge; and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1602. A Resolution entitled, "Resolution vacating High Street between the northerly line of Lot No. 12 and the southerly line of Lot No. 16, as laid out in the Jacob Mutzig Plan of Lots in the Twenty-Sixth Ward of the City of Pittsburgh and abandoning the 24-inch sewer line and the 6-inch waterline located therein."

Which was read.

Also,

Bill No. 1603. A Resolution entitled, "Resolution abandoning the existing 24-inch sewer line in vacated Woelfel Way and Seiler Way in the Twenty-Sixth Ward of the City of Pittsburgh, said Woelfel Way and Seiler Way having previously been vacated by Ordinance No. 152, approved April 1, 1941."

Which was read.

Also,

Bill No. 1604. A Resolution entitled, "Resolution accepting the dedication of Columbo Street from Schenley Avenue to North Pacific Avenue; Fern Street from Schenley Avenue to Morsfield Street; Cornwall Street from North Atlantic Avenue to the easterly line of the Garfield Heights Plan of Lots, and North Atlantic Avenue from the southerly line of said Plan of Lots to the northerly line of its cul-de-sac, all in the Tenth Ward of the City of Pittsburgh, for public highway purposes, opening and naming the same, fixing the width and position of the roadways and sidewalks, establishing the grade, and accepting the grading, paving, curbing and sewering thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1793. Report of the Committee on Planning, Housing and Development for September 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1612. A Resolution entitled, "Resolution authorizing the Mayor to execute an Agreement with the Urban Redevelopment Authority of Pittsburgh requesting approval by the United States Department of Housing and Urban Development of financial settlement of Project R-199, Homewood North, and concurrence by HUD in said Agreement, providing for the maintenance and sale by Urban of remaining property in sa'd project, for the payment by the City of any obligations in the excess of reserved funds in said project and for the payment to the CDBG of reserved funds in excess of obligations and the application of surplus grant funds from Project R-199 to Project A-15."

Which was read.

Also,

Bill No. 1613. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James Bowles for the sale of part of Block 9S Lot 70 in the Third Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1614. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and William C. Craighead for the sale of part of Block 10J, Lot 22 and part of Block 10J, Lot 24 in the Fifth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1615. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Commerce, Economic Development Administration for a grant in connection with Comprehensive Economic Development Planning Program; providing for the execution of Grant Contracts and for the filing of requisitions and other data approving the Comprehensive Economic Development Planning Program providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Program; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1616. A Resolution entitled, "Resolution providing for a contract or contracts with Wilbur Smith & Associates for a Transportation Study of the Strip District at a cost not to exceed $20,000 and providing for payment of the costs thereof."

Which was read.

Also,

Bill No. 1716. A Resolution entitled, "Resolution providing for an agreement with the Lemington Home for the Aged, Inc., for the acquisition of real property which will be used for a public purpose and for other related purposes not in violation of the guidelines for use of Community Development Block Grant Funds."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Madoff presented

No. 1794. Report of the Committee on Water for September 13, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1641. A Resolution entitled, " Resolution authorizing the Director of the Department of Water to grant the application of Portec, Incorporated, RMC Division, P. O. Box 1888, Pittsburgh PA 15230, for water supply outside the City of Pittsburgh."

Which was read.

Also,

Bill No. 1642. A Resolution entitled, "Resolution authorizing the Director of contracts for the furnishing and delivery of water meters of various sizes, less trade-ins, for the requirements of the Department of Water, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1643. A Resolution entitled, "Resolution providing for a contract or contracts for the purchase and installation of valves in various locations, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1644. A Resolution entitled, "Resolution providing for a contract or contracts for the replacement of 4" water lines on various streets; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1645. A Resolution entitled, "Resolution amending Resolution No. 1350, approved December 30, 1977 entitled 'Resolution adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds', by decreasing appropriations for Capital Budget Project WD-04-78 'Water Meters' and establishing a new Capital Budget Project WD-78-10 'Relay of Water Lines on Shaler Street'."

Which was read.

Also,

Bill No. 1646. A Resolution entitled, "Resolution providing for a contract or contracts for the relay of the water main on Shaler Street and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 1795. Report of the Committee on Parks and Recreation for September 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1650. A Resolution entitled, "Resolution amending Resolution No. 749, effective July 11, 1978, entitled: 'Providing for a contract or contracts for the repair of the roof of the main building at the Pittsburgh Zoo and providing for the payment of the cost thereof.' "

Which was read.

Also,

Bill No. 1651. A Resolution entitled, "Resolution amending Resolution No. 748, effective July 11, 1978, entitled: 'Providing for a contract or contracts for the repair of the Grandview Avenue observation platform and providing for the payment of the cost thereof' by increasing the authorization to $18,800.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mrs. Madoff:**

On Bill No. 1650, once again, Mr. President, we are supposed to be hearing now, I believe, it is scheduled for a post agenda meeting on the 27th, as to how we can impose upon or request from County government to pick up their fair share of the due cost. Here is another $48,000 the City is bearing, and only 1/3 of the City people use these facilities, like the aviary, the zoo. We just pick up the whole bundle.

Also, I would like to clarify my position on Bill No. 1651 with relation to the Grandview Observation Tower. That takes us into the same area as the aviary

and the zoo and all other public facilities that are used as I say, 2/3 by the County and approximately 1/3 by city residents.

There is more than one way to skin a cat, and in the near future, we are going to be very hard hit with the tax problem, in dealing and meeting with our budgetary requirements.

There is no reason why in the same vein that Katy's Park was funded by a foundation, that we couldn't see or perhaps look into each platform on Grandview getting a title, one, the Heinz-Grandview Platform, perhaps the Gulf Platform, the U. S. Steel Platform, where they would have a plaque and they would be responsible for maintaining it. It would give them some glory and they could pay for it perhaps out of foundations. It is only a thought. The thing I am concerned about is that the way things are going, and in light of our increased tax burden, I cannot see the City picking up all these bills when only 1/3 of the city generally uses the facilities and 2/3 County and there is nothing contributed. I just wanted to explain why I voted no on that item . . . it was not zoo.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes 1
(Mrs. Madoff voting no)

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1796. Report of the Committee on Lands and Buildings for September 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1621. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form approved by the City Solicitor, to Neale S. Grunstra for the sum of $750.00, conveying the right, title and interest of the City in stated property and upon conditions hereinafter set forth."

Which was read.

Also,

Bill No. 1622. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form approved by the City Solicitor to Paul J. Bart for the sum of $3,588.00 conveying the right, title and interest of the City in listed property and upon conditions herrinafter set forth."

Which was read.

Also,

Bill No. 1623. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form approved by the City Solicitor, to James M. Smith for the sum of $426.00, conveying the right, title and interest of the City in listed property upon the conditions hereinafter set forth."

Which was read.

Also,

Bill No. 1624. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form approved by the City Solicitor, to Roberta F. Reiland for the sum of $800.00, conveying the right, title and interest of the City in listed property upon the conditions hereinafter set forth."

Which was read.

Also,

Bill No. 1625. A Resolution entitled, "Resolution authorizing the proper officers of the City of Pittsburgh to execute and deliver a deed in form approved by the City Solicitor to Shirley A. Koerner for the sum of $150.00, conveying the right, title and interest of the City in listed property and upon the conditions hereinafter set forth."

Which was read.

Also,

Bill No. 1626. Resolution authorizing the sale of property in the 6th Ward being a vacant lot on Flavian Street designated as Block 26-E, Lot 259, to Michael J. and Debra A. Jozwiak, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1627. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Larimer Avenue designated as Block 124-K, Lot 74, to Marciano Nesbeth for the sum of $1,550.00.

Which was read.

Also,

Bill No. 1628. Resolution authorizing the sale of property in the 15th Ward being vacant land on Kilbourne corner of Flowers Avenue designated as Block 56-D, Lot 103, to Rudy L. Knaffler and Shirley J. Knaffler, his wife, for the sum of $800.00.

Which was read.

Also,

Bill No. 1629. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Home Rule Street designated as Block 55-K, Lot 310, to William C. Woods for the sum of $300.00.

Which was read.

Also,

Bill No. 1630. Resolution authorizing the sale of property in the 15th Ward being vacant land on Parnell Street and Home Rule Street designated as Block 55-K, Lot 290, 291, 293, 311, 316, 317, 318, 319 and 320 to William C. Woods for the sum of $4,175.00.

Which was read.

Also,

Bill No. 1631. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Merwyn Avenue, Block 21-N, Lots 128 & 129, to Lawrence R. Davis & Bernadette C. Davis, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 1632. Resolution authorizing the sale of property in the 20th Ward being 4 vacant lots on the rear of Hallock Street designated as Block 5-H, Lot 48, to Leslie J. Waddell and Alice L. Waddell, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1633. Resolution authorizing the sale of property in the 20th Ward being vacant land on Meridan Street, Block 5-H, Lot 5, to Daniel P. Cinowalt for the sum of $1,150.00.

Which was read.

Also,

Bill No. 1634. Resolution authorizing the sale of property in the 21st Ward being a 3 story brick house on 1315 Goebel Street designated as Block 7-G, Lot 57, to Lewis A. Richardson for the sum of $1,700.00.

Which was read.

Also,

Bill No. 1635. Resolution authorizing the sale of property in the 25th Ward being a vacant lot in the rear Gernanium Street designated as Block 23-A, Lot 143, to Wallace Edwards and Leola Mae Edwards, his wife, for the sum of $250.00.

Which was read.

Also,

Bill No. 1636. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Broadway Street (now Bonview or Bonvue Street) between Perrysville and Delano, Block 115-D, Lot 142, to Alfred J. Trautman, Jr. for the sum of $450.00.

Which was read.

Also,

Bill No. 1637. Resolution authorizing the sale of property in the 29th Ward being vacant land on Almont Street designated as Block 95-R, Lot 354-355, to Edward E. Eisel and Laverne C. Eisel, his wife, for the sum of $1,200.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passsed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

Bill No. 1797. WHEREAS, Ireland's "Rose of Tralee" beauty contest held in Tralee, Ireland involves young women from all over the world in competition based on their intelligence, talent and beauty; and

WHEREAS, on the 5th day of September, 1978, Elizabeth Shovlin was crowned winner of this renowned pageant; and

WHEREAS, Elizabeth Shovlin is a Pittsburgh area resident,

NOW, THEREFORE,

BE IT RESOLVED that the Council of the City of Pittsburgh, on behalf of the people of Pittsburgh, extend to Elizabeth Shovlin their congratulations on having been awarded Ireland's premier beauty title; and

BE IT FURTHER RESOLVED that the members of this Council are proud of Miss Shovlin's contribution to the Pittsburgh area which has added to the City's reputation as a center rich in ethnic nature.

Which was read.

Mr. Givens moved for adoption.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Givens:

I would just like to add, that this is one of the many citations or resolutions that were submitted to our Rose of Tralee this past Friday evening in which the County Commissioners had a resolution, both the State Representatives and the State Senators from her district also did, and as that of the Mayor of the City of Pittsburgh. It was nice to see the Council of the City of Pittsburgh also participating in this most worthy event.

This includes four continents and 28 districts. This Rose of Tralee is broadcast nationally in Europe, as well as the British Isles and it gets wide coverage over there both newspaperwise and throughout the continent of Europe, and it is equivalent to our Miss America contest.

The Chair:

Winning a contest like that she must be very pretty. You should have brought her in here.

Mr. Givens:

I can do that same Irish jig if you want me to.

Mr. Robinson:

Mr. President, if I might, just for a couple of minutes. Number one, some concern was expressed by this Council last year in reference to the manner in which the City responded to the snow emergency, and I think it would be appropriate with winter almost upon us that this Council request our Director of Public Works up-date our emergency snow removal program and bring to this Council within thirty days a progress report so that in anticipation of the winter we might be better able to prepare for it. That is the first item.

The second item is one that certainly is of a serious nature. Both Mr. Givens and Mr. Stone brought to this Council some concern about our Police Department as it relates to the quarter-master system. As you know, Mr. Stone mentioned at Wednesday's session that a law suit had been filed against the City by the second highest bidder in reference to this situation.

Each member of Council should have before them a memorandum which I have requested from the Law Department because in doing some further investigation it appeared to me that we were only seeing the tip of the iceberg.

One of the things that I would like to request is that a letter go from this Council to the City Controller, Mr. McGrady, requesting that no further payment be made on that contract until we can determine if at that time that the bidder who won the contract, tendered his bond, he actually had the money in the bank. There was some question as to whether or not the check that Mr. Wykoff, our Director of Supplies, has in his possession should not have been deposited in the bank. It seems like, to me, that what is suggested here is some illegal activities or possible illegal activities. As you know, this is at least the second time in eight months that the City has been sued by a contractor. Both contractors withdrawing their suits. And, I think unfortunately, many contractors feel pressured into withdrawing their suits for fear that they won't be able to do business with the City. As Chairman of the Committee on Supplies, I think that if there is any impropriety going on in that Department, or any il-

legal activities, certainly I should bring it to Council and I don't think we should continue paying on a contract where perhaps the means and methods by which that contract were procured are illegal.

**The Chair:**

Apparantly, Allegheny Uniforms questioned the propriety of the way bids are made or taken by the City of Pittsburgh and then withdrew the suit. It doesn't quite state if they were satisfied when they withdrew the suit.

**Mr. Robinson:**

Right, what I am saying in essence is, that as you suggested, the reason for withdrawing the suit does not always speak to the problem. That this suit was founded on, and I think there are a number of contractors within the City who privately would indicate that they have some grave reservations about the manner in which we do our purchasing, but who are not willing to come forward, and certainly not willing to initiate any legal action. I think this case would be uniform, perhaps a prime example of some of the activities that might be going on in Supplies Department.

I am sure everyone at this Council table is aware that anyone who tenders a check with knowledge that the money has submitted a crime, in fact, that is a Federal crime, and anyone who has been involved in aiding and abetting them certainly is engaged in criminal activity. I think there is some reason to believe that maybe, in an effort to help this particular individual, our Director of Supplies might have accepted a check with full knowledge that there is no money in the bank.

In succeeding sessions of Council I will be introducing legislation which hopefully will prevent this from accuring. The legislation specifically will require that any bonds that are tendered through the City of Pittsburgh must be deposited within five working days in the Department Code Account.

Unfortunately, there are many people who legitimately need a break, who need help, and on several occasions I have requested that we do that. But, I think it is grossly unfair to put the vast majority of people who are bidding with the City at a competitive disadvantage if indeed, we are doing things that are illegal, or doing things that do not really speak to integrity, and do not speak for our firm intentions, and that is to be as competitive as we can, but by the same token, try to be as fair as we can.

**The Chair:**

Mr. Perry, you will please send the letters to the respective persons, Director Ruff and Controller McGrady. Did you also want a letter sent to the Director of Supplies?

**Mr. Robinson:**

The Director of Supplies should get a copy of the letter to the City Controller.

One of the things that perhaps, I think also we need to request is that the City Solicitor's Office follow up on the suit that was filed to determine if indeed, that the Company that won the bids tendered their bonds, if they had the money in the bank. We got the check, was the money in the bank?

**Mrs. Madoff:**

Mr. President, I was the one who questioned Mr. Wykoff on the check, which was I believe, certified and was not deposited. It was quickly calculated that the City had lost something like $1,300.00 in interest. I subsequently followed through to ask why that check was not deposited, I believe it was done publicly and if there was a record, and the answer we were given was that if the check were deposited, it was tantamount to accepting that contract and tying the City into dealing with that particular operation.

I subsequently pointed out that perhaps the way we ought to go is in an escrow account. Both one that would

pay either interest to the City, or interest to the person who is putting up a vast sum of money, whose contract is rejected. Could I put an amendment to this request, can we have a legal opinion as to would it be fitting and proper to establish an escrow account for the five day deposit that Mr. Robinson has requested, so that it would not bind the City, but indeed, the money would be drawing interest to benefit somebody, be it the City, or be it the person whose contract may not be accepted. I think that would clarify one point.

The other point is, I don't think anyone has raised the question, and I think that with the smell of the story that came out about the garbage contract this weekend, which is being investigated, it would be interesting to know whether the person who put up the check did indeed have that money. I would assume they did, the check was a certified check.

**The Chair:**

Are you proposing we get an answer in regards to the escrow account?

**Mrs. Madoff:**

That would not endanger the legality of accepting an account, or not accepting.

**Mr. Givens:**

I just want to clarify a point, this morning, with the Mayor and also with the Superintendent of Police . . . on the question of the Policemen's uniforms.

It was indicated that all uniforms are in stock with the exception of some light weight spring and fall coats. And, if they would be coming in as soon as possible. I have concern that with winter attire, be assured me that they were in stock, and there were something like 150,000 to 250 some thousand dollars of stock items right now in the Bu'ler Street service store for the policemen.

It appears that the contract is under way, however, I think that should be checked into along with everything else that Mr. Robinson has so indicated.

**Mrs. Madoff:**

In light of the fact that Monday, October 2nd and Wednesday, and we are just getting the calendar now, are the Jewish high holidays, I would respectfully request that Council meetings be shifted to Tuesday, and Thursday, or Tuesday and Tuesday.

**The Chair:**

I believe Mr. Perry has already done that.

**Mrs. Madoff:**

Rosh Hashanah is the 2nd and Yom Kippur is the 11th. Whether we could switch to Tuesday, the 3rd of October, and or Tuesday the 10th, or Thursday the 12th.

**The Chair:**

Yes, that will be taken care of at the following meetings when we adjourn.

**Mrs. Madoff:**

Do we need a second on that?

**Mr. Stone** seconded the motion.

Which motion prevailed.

**The Chair:**

The change will be so noted.

**Mr. Lally** moved to approve the minutes of Tuesday, September 5, 1978.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, September 25, 1978 No. 37



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, September 25, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | President |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1798. Resolution transferring the total sum of $61,000 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to the following accounts: Code Account No. 1447, Miscellaneous Services — $60,000, Code Account No. 1451, Repairs — $1,000.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 1799. Resolution providing for the issuance of a warrant in favor of Levinson Steel Company in the amount of $8,176.72 in payment for the purchase of steel plates in connection with the emergency repair of Pennsylvania Avenue Bridge and providing for the payment thereof.

Also

No. 1800. Resolution providing for the issuance of a warrant in favor of Golden Triangle Construction Company, Incorporated, in the amount of Eighteen Thousand Seven Hundred Eighty-Two Dollars and Eighty Cents ($18,782.80), in payment for Extra Work furnished for the benefit of the City in connection with the Site Preparation — Contract No. 1 — Glen Hazel Heights; and providing for the payment thereof.

Also

No. 1801. Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of One Thousand Eight Hundred ($1,800.00) Dollars, in payment for Extra Work

furnished for the benefit of the City in connection with the reconstruction of Chartiers Creek Bridge No. 1, and providing for the payment thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 1802. An Ordinance authorizing the lending of raccoon and cat cages by the Department of Environmental Services for animal control use, requiring deposits therefore, creating a special trust fund for such deposits providing for the disposition of funds deposited, and repealing Resolution No. 833 of 1978.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1803. Resolution providing for a Ninth Supplemental Agreement with Neighborhood Housing Services, Inc., for Housing Rehabilitation Project reducing the amount provided therefore to $2,-363,444.

Also

No. 1804. Resolution amending Resolution No. 21, approved January 26, 1978, effective January 31, 1978, entitled, "Resolution providing for a Third Supplemental Agreement with the Urban League of Pittsburgh, Inc., for housing counseling and housing information services, extending the term of Agreement through April 30, 1978 and increasing the amount provided therefore to $261,251.00", by decreasing the amount from an amount not to exceed $261,-251.00 to an amount not to exceed $232,-689.05.

Also

No. 1805. Resolution amending Resolution No. 377, approved May 5, 1977 effective May 11, 1977 entitled, "Resolution providing for an Agreement or Agreements with the Port Authority of Allegheny County for the operation of the Model Neighborhood Reduced Fare/ Loop Bus Project for the period from May 1, 1977, through April 30, 1978, in an amount not to exceed $270,000, chargeable to and payable from the 1977 Community Development Block Grant Program Trust Fund, Department of City Planning, Reduced Bus Loop Project, CP-77-1," by reducing the amount from an amount not to exceed $270,000 to an amount not to exceed $243,208.03.

Also

No. 1806. Resolution authorizing an amendment to the Agreement with Urban Redevelopment Authority of Pittsburgh for Model Cities Commercial Site Loan Project by increasing the funds by the amount of $42,000.00.

Also

No. 1807. Resolution authorizing an amendment to Model Cities Housing Program Agreement dated April 1, 1975 between City of Pittsburgh and Urban Redevelopment Authority of Pittsburgh reducing the funds and extending the term of the Agreement.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1808. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Gilbert S. Solomon, Esq., in the amount of $140.00, in payment for professional

services rendered to the Council of the City of Pittsburgh without previous authority of law.

Also

No. 1809. Resolution providing for the issuance of a warrant in favor of GAF Corporation, in the amount of $353.05 in payment for parts for Ozalid machine furnished for the benefit of the City in connection with reproduction of maps and providing for payment thereof.

Which were read and referred to the Committee on Finance.

**Mr. Lally presented**

No. 1810. Resolution repealing Resolution No. 958, approved 10/5/77 for the sale of property in the 20th Ward on Canopolis Street as the title is defective. Hand money in the amount of $100.00 will be returned to Maurice K. and Laura J. Gibson by the Department of Lands and Buildings.

Also

No. 1811. Resolution authorizing the sale of property in the 3rd Ward being a vacant lot on Arcena Street designated as Block 9-M, Lot 140, to Steve B. Thomas and Beverly D. Thomas, his wife, for the sum of $450.00.

Also

No. 1812. Resolution authorizing the sale of property in the 3rd Ward being a 2 story stone house on Dinwiddie Street designated as Block 11-A, Lot 196 to Elizabeth J. Bretzin, for the sum of $750.00.

Also

No. 1813. Resolution authorizing the sale of property in the 5th Ward being vacant land on Erin Street designated as Block 10-N, Lot 24, to Jane Herring for the sum of $600.00.

Also

No. 1814. Resolution authorizing the sale of property in the 5th Ward, being vacant land on Vera Street, designated as Block 10-M, Lots 272, 274 and Block 10-S, Lots 27, 36, 37, to Gloria J. Spearman, for the sum of $400.00.

Also

No. 1815. Resolution authorizing the sale of property in the 6th Ward being vacant land on Brereton Street designated as Block 25-R, Lots 45, 51, 55, to Samuel L. and Paula E. Howard, his wife, for the sum of $2,750.00.

Also

No. 1816. Resolution authorizing the sale of property in the 10th Ward being a 2 story brick house on 5337 Brown Way designated as Block 50-M, Lot 16-A, to John P. Walsh, Sr. for the sum of $850.00.

Also

No. 1817. Resolution authorizing the sale of property in the 12th Ward being a lot on Lincoln Avenue, designated as Block 173-J, Lot 207, to Prophet Noble Drew Ali, Reincarnated, T. Allen Bey, Divine Minister for the sum of $760.00.

Also

No. 1818. Resolution authorizing the sale of property in the 13th Ward being a 2 story brick double house on 7412-14 Tioga Street Block 175-B, Lot 107, to Douglas Design Supply Inc., for the sum of $1,500.00.

Also

No. 1819. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Starkamp Avenue, Block 96-A, Lot 24, to Peter William Hatzidakis and Darlene P. Hatzidakis, his wife for the sum of $700.00.

Also

No. 1820. Resolution authorizing the sale of property in the 20th Ward being vacant land on Cagwin Street designated as Block 35-J, Lot 157, to John J. Bondi and Gloria K. Bondi, his wife, for the sum of $600.00.

Also

No. 1821. Resolution authorizing the sale of property in the 21st Ward being a vacant lot on Goebel Street designated as Block 7-G, Lot 51, to Daisy M. Cunningham for the sum of $150.00.

Also

No. 1822. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Sandusky Street designated as Block 23-G, Lot 138, to Arthur P Ziegler for the sum of $150.00

Also

No. 1823. Resolution authorizing the sale of property in the 31st Ward being a vacant lot on Beechland Street designated as Block 134-H, Lot 40, to Herman A. King and Gloria J. King, his wife, for the sum of $500.00.

Also

No. 1824. Communication from Harold West, Director of the Department of Lands and Buildings, requesting interim approval of payment of $1,566 to Bissell and Coffey for extra work in connection with installation of new doors at City-County Building.

Also

No. 1825. Communication from Harold West, Director of the Department of Lands and Buildings, requesting interim approval for installation of new steam heating boiler at Sixth Division headquarters building of Department of Public Works, Bausman Street.

Which were severally read and referred to the Department of Lands and Buildings.

Mrs. Madoff presented

No. 1826. Resolution transferring $175,000.00 from and to Code Accounts within the Department of Water.

Which was read and referred to the Committee on Finance.

Also

No. 1827. Communication from John C. Miller, Director, Department of Water, requesting permission for a Water Department representative to attend official opening of Water purification facility Montreal, Quebec, September 29-October 1, 1978, at cost not to exceed $400.00, payable from Code Account 1701, Miscellaneous Services, Administration Division, Department of Water.

Which was read and referred to the Committee on Water.

Mrs. Masloff presented

No. 1828. Resolution authorizing the issuance of a warrant in favor of Hanlon Electric Company in the amount of $2,533.00 in payment for work performed at Schenley Park Swimming Pool, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1829. Resolution authorizing issuance of a warrant in favor of Allison Park Landscaping in the amount of $3,906.00 in payment for work performed at Abel-Long Playground, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1830. Resolution transferring the

amount of $10,000.00 to Code Account 1851-1, Premium Pay from Code Account 1850, Salaries, Regular Employees, all within the Zoological Park Commission.

Which were severally read and referred to the Committee on Finance.

Also

No. 1831. Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment for tennis court lighting and providing for the payment of the cost thereof.

Also

No. 1832. Resolution providing for a contract or contracts or the use of existing contracts for the furnishing and placing electrical equipment for relighting courts and providing for the payment of the cost thereof.

Also

No. 1833. Resolution providing for a contract or contracts or the use of existing contracts for installing new electric services to Banksville and Schenley swimming pools and providing for the payment of the cost thereof.

Also

No. 1834. Resolution providing for a contract or contracts or the use of existing Community Development contracts for furnishing and installing electrical equipment and lighting for park and recreational purposes and providing for the payment of the cost thereof.

Also

No. 1835. Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 597 effective June 7, 1978, entitled: "Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds;" by increasing funds for two projects within the Department of Parks and Recreation.

Also

No. 1836. Resolution amending Ordinance No. 204, approved April 25, 1975, entitled: "Providing for a contract or contracts for the installation of fencing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof" by decreasing the authorization.

Also

No. 1837. Resolution amending Resolution No. 889, effective August 14, 1978, entitled: "Amending Resolution No. 980 effective December 23, 1976, entitled: 'Providing for a contract or contracts or the use of existing contracts for the renovation of the Homewood Senior Citizen Center, 7321 Frankstown Avenue, 13th Ward, at a cost not to exceed $88,-000.00 in the Department of Parks and Recreation' by decreasing the authorization to $87,477.60" by decreasing the authorization to $86,833.00.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1838. Resolution providing for the filing of an application by the City of Pittsburgh with the United States of America Equal Employment Opportunity Commission, for a grant in connection with Agency Improvement Project; providing for the execution of a Grant Contract approving the Agency Improvement Project; providing for required assurances; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1839. Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge in the amount of $261.75, reimbursement for court reporting services rendered to the CETA program without previous authority of law.

Also

No. 1840. Resolution providing for the filing of an application by the City of Pittsburgh with the United States of America Equal Employment Opportunity Commission for a grant or grants in connection with Deferral of Employment Discrimination Charges, EEOC-706 Project; providing for the execution of a Grant Contract or Contracts and for the filing of requisitions and other data; approving the EEOC-706 Project; providing for required assurances; maintaining a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account.

Also

No. 1841. Resolution authorizing and directing the City Controller to create a Special Trust Account for the Comprehensive Employment and Training Act Employment Opportunities Pilot Project. Said Trust Fund shall be designated CETA Trust Fund-EOP into which account there shall be deposited any and all United States Department of Labor Grant funds, together with such local funds as may be required.

Also

No. 1842. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of August 31, 1978.

Also

No. 1843. Communication from John E. McGrady, City Controller, submitting Audit Report of the Fines and Forfeitures of the Police Magistrates Courts, for the period from April 1, 1977 to March 31, 1978.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 1844. Petition from member groups of the Pittsburgh Neighborhood Alliance requesting a hearing on issues of concern.

Which was read and referred to the Committee on Public Safety.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1845. Report of the Committee on Finance for September 20, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1689. A Resolution entitled, "Resolution transferring $30,000.00 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to Code Account No. 1443-6, In-Grade Pay, Department of Police."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1718. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Joseph C. Kronz in the sum of $759.37 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1719. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of State Farm Mutual Automobile Insurance Company and Thomas J. Vandergrift in the sum of $819.84 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 1720. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Edith DeShantz and Leo and Emily Vighetti in the sum of $2,244.92 in settlement of claim and providing for payment thereof."

Which was read.

Also,

Bill No 1721. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Mary F. Ricketts, M.D., in the aggregate amount of $990.00 for professional services rendered for the benefit of the City in connection with physical examinations administered to School Crossing Guard employees and applicants.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1722. A Resolution entitled, "Resolution amending Resolution No. 803 approved July 10, 1978 entitled 'Resolution amending Resolution No. 530 approved May 22, 1978 entitled 'A Resolution providing for an Agreement or Agreements with the School District of Pittsburgh and the Educational Pro-

grams Diocesan School Board of Pittsburgh, Inc., for the implementation of the City Youth Employment Program and providing for the payment of the cost thereof.' "

Which was read.

Also,

Bill No. 1723. An Ordinance entitled, "An Ordinance amending Section 3 of Ordinance No. 227 approved June 28, 1957, by increasing the maximum amount by which the Public Parking Authority of Pittsburgh may set parking rates for certain off-street parking facilities."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1728. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of John R. McGinley, Jr., Esq., in the amount of $682.06 in payment for professional services rendered to the Council of the City of Pittsburgh, without previous authority of law."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

**Mr. Givens presented**

No. 1846. Report of the Committee on Planning, Housing and Development for September 20, 1978 transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1317. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from 'C3', 'M2', and 'M3' Districts to 'CP' District all that certain property bounded by: Shakespeare Street; Vose Way; Penn Avenue; Lot No. 3 in the Revised East End Middle School Plan of Subdivision

approved by the Planning Commission June 27, 1978; Aurelia Street; Melmore Way; the 'R4' Multiple-Family Residence District boundary line located north of Aurelia Street between Melmore Way and Shady Avenue; Shady Avenue; Lot Numbered 233, Block 84-G in the Allegheny County Block and Lot System and Melmore Way, 7th Ward."

Which was read.

Also,

Bill No. 1693. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to Housing Affiliates, Inc., for construction of an eleven story, 101 unit Housing for the Elderly facility on property zoned 'R4' Multiple-Family Residence District and 'C3' Commercial District fronting on Centre Avenue, Dinwiddie Street, Devilliers Street, and Rose Street, identified as Lots Numbered 268, 271, 274, 318, 319, 329, 322, Block 11-A and Lot Numbered 364, Block 10-N in the Allegheny County Block and Lot System, 3rd Ward."

Which was read.

Also,

Bill No. 1694. A Resolution entitled, "Resolution amending Resolution No. 481 to increase the cost of Operation Paintbrush to $200,000.00 and to authorize the expenditure of funds from Community Development Block Grant Trust Fund, Unspecified Local Options."

Which was read.

Also,

Bill No. 1695. A Resolution entitled, "Resolution amending Section 2 of Ordinance No. 136, approved March 20, 1973, as amended by Ordinance No. 21, approved August 10, 1977, entitled, 'An Ordinance increasing the bonded indebtedness of the City of Pittsburgh by an issue of Serial General Obligation Coupon Bonds in the amount of Fourteen Million Dollars ($14,000,000) for the purposes of acquiring and constructing its 1973 Capital Improvements Program and paying costs of the Bond Issue; fixing the form, number, date, interest and maturities thereof; levying a tax for payment of debt service charges; authorizing execution sale and delivery thereof; pledging the repayment of said bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required fee therefor,' (by reducing the Urban Redevelopment Authority allocation by Seventy Thousand $70,000) Dollars and increasing the Department of Lands and Buildings allocation by the same amount."

Which was read.

Also,

Bill No. 1743. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Housing and Urban Development for a grant in connection with the North Side Urban Development Action Grant Project providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the North Side Urban Development Action Grant Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1744. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Housing and Urban Development for a grant in connection with the Stanfield Urban Development Action Grant Project providing for the execution of a Grant Contract and for the filing of re-

quisitions and other data; approving the Stanfield Urban Development Action Grant Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 1847. Report of the Committee on Supplies for September 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1660. A Resolution entitled, "Resolution amending Resolution No. 927, approved August 21, 1978, entitled 'A Resolution providing for the letting of a contract for the furnishing and delivery of a Loader for the Department of Police and for the payment thereof' by changing the Code Account from Capital Fund Account No. SD 77-02 to SD 78-02." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1661. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Refuse Packers, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1662. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Ambulances, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1663. A Resolution entitled, "Resolution providing for a contract or contracts for the furnishing, delivery and installation of a Organic Carbon Analyzer, etc., for the Department of Water, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1664. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Modular Furniture for the Department of Housing, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**Mr. Robinson:**

On Bill No. 1664, it is my understanding that originally, there was some question as to whether or not this was an eligible expense under the Community Development Block Grant Program. I was wondering if Mr. Givens, or some other member of Council could speak regarding this, as to whether or not at this time this is an eligible expense?

**Mr. Givens:**

I am sure it can be eligible, the Housing Department, as you know, was formed under the City of Pittsburgh, and most of their dealings, in Housing comes under the Community Development Block Grant monies. That is a legal question Bill, but I asked the Director when this came up last Wednesday, was it necessary, number one, and if you have to go into their office to appreciate what they are living in.

The modular furniture is such that, they have very small cramped quarters. That is the purrpose of the modular, to get as much efficiency out of their office space.

As far as the legality of it under Community Development Block Grant money, I assume that it is, because that bill must have gone through our legal department and they had to approve it.

If you want to hold this bill for a further check on that I could do so, but I think everything is in order, as far as I know.

**Mr. Robinson:**

I think perhaps we should hold it, if for no other reason, that there are some specific prohibitions concerning the use of Community Development Funds by City Departments. While the Housing Department might be utilizing a lot of Community Development Funds, I am not quite sure that the purchase of office equipment itself for the use by that Department out of Community Development Block Grant Funds is eligible. I think prior to approving this we need to have perhaps an opinion from our Community Development Coordinator, and also from the Law Department.

**Mr. Givens:**

If you wish to hold it, I'll second the motion.

**Mr. Robinson:**

Thank you, I appreciate that.

**Mr. Robinson** moved to recommit Bill No. 1664.

**Mr. Givens** seconded the motion.

Which motion prevailed.

Also,

Bill No. 1665. A Resolution entitled,

"Resolution providing for the letting of a contract or contracts for the Refurbishing of the City Controller's Office Extension, Department of City Controller and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 1666. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of Motorcycles, less trade-ins, for the Bureau of Automotive Equipment, Department of Supplies, and for the payment thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Madoff presented**

No. 1848. Report of the Committee on Water for September 20, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1715. A Resolution entitled, "Resolution providing for a contract or contracts for the replacement of 4" water lines on various streets and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

Mr. President, Mr. Givens brought up a very important item at the Mayor's meeting this morning. A question he has been asking about for a couple of years now, which concerns pressure lines in part of the City which he is familiar with and lives near.

I see that we have moved for approval of $270,000 for water lines. I think that it is imperative that we have a response to Mr. Givens' request this morning. He has asked for it for two years and for two years he has been told he would get an answer.

I would like to request that before we vote on other bills in the Committee on Water that we get an answer from that Department.

Would that help you in some way Mr. Givens?

**Mr. Givens:**

I appreciate your concern.

**Mrs. Madoff:**

I will vote on this day . . . I want to stay with the affirmative motion, but before we go into ano her one that we get a response, that might bring it into focus.

**Mr. Stone:**

Mr. President, if I may, I don't have any question with what is being said, but what is being done.

Frankly, I think the discussion, if it is meritorious, is out of line. It is not on the issue, the issue is whether or not the bill should go through. There is a time after we finish all the bills in which if you have anything extraordinary to bring up you can. But, I think just interjecting here as we go along, we are never going to finish the agenda. I do this here just to prevent future problems.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Bulls presented**

No. 1849. Report of the Committee on Public Safety for September 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1734. A Resolution entitled, "Resolution providing for the filing of applications by the City of Pittsburgh with the Commonwealth of Pennsylvania Governor's Justice Commission for a grant in connection with Emergency Street Phone Network Project; providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the Emergency Street Phone Network Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the project; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1735. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with Commonwealth of Pennsylvania Governor's Justice Commission for a grant in connection with People Watching Out for People Project (PWOP); providing for the execution of a Grant Contract and for the filing of requisitions and other data; approving the People Watching Out for People Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account; providing for an agreement or agreements with the East Liberty Chamber of Commerce to implement said Project and providing for the payment of the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1850. Report of the Committee on Lands and Buildings for September 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1698. A Resolution entitled, "Resolution providing for the purchase from Ertl Baking Company for various City facilities and other public purposes in lieu of condemnation, certain property in the 22nd Ward, located on 20 River Avenue, designated as Block 8-M, Lots 10, 12 and 25, for the sum of $750,000.00, plus proper closing expenses and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1699. Resolution repealing Resolution No. 813, approved 7/24/78 for the sale of property on 2709 Webster Avenue in the 5th Ward, Hand money in the amount of $200.00 to be returned to Le Phouc Sang as the property was redeemed during the process of sale.

Which was read.

Also,

Bill No. 1700. Resolution No. 382, approved 6/7/76 for property on Johnston Avenue in the 15th Ward to Ferdinand and Mary Toscano. As per Order of Court, to rescind said petition to best effectuate the interest of the City for the public. Hand money in the amount of $150.00 to be returned to Ferdinand and Mary Toscano.

Which was read.

Also,

Bill No. 1701. Resolution repealing Resolution No. 172, approved 2/28/77 for the sale of property in the 17th Ward being a 2 story frame house on 118 Brosville Street for $750.00. Purchasers Howard Martin Little III and Carol Nichols, his wife request cancellation of sale. Hand money in the amount of $100.00 to be forfeited.

Which was read.

Also,

Bill No. 1702. Resolution amending Resolution No. 1239, approved December 19, 1977, which authorized the sale of property on Idlewild Street to correct the spelling of purchasers name from "Sanford" to read "Stanford". All else in Resolution No. 1239 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1703. Resolution amending Resolution No. 947, which authorized the sale of property in the 25th Ward on Sprain Street for the sum of $150.00 to Block 6S, Lot 317 and insertine in lieu thereof "Block 46-S, Lot 317". All else in Resolution No. 947 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1704. Resolution authorizing the sale of property in the 3rd Ward being a 2½ story brick house on 114 Dinwiddie Street, Block 11-E, Lot 79, to Emry Johnson, for the sum of $350.00.

Which was read.

Also,

Bill No. 1705. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Broad Street between N. Aiken and N. Atlantic Avenues, Block 50-L, Lot 140, to Grady H. Roberts, Jr., for the sum of $600.00.

Which was read.

Also,

Bill No. 1706. Resolution authorizing the sale of property in the 11th Ward being a vacant lot on N. St. Clair Street designated as Block 83-C, Lot 97, to William C. Woods for the sum of $2,500.00.

Which was read.

Also,

Bill No. 1707. Resolution authorizing the sale of property in the 15th Ward being a 2 story brick house on 5263½ Dyke Street designated as Block 57-B, Lot 202, to Theresa Ryan for the sum of $1,500.00.

Which was read.

Also,

Bill No. 1708. Resolution authorizing the sale of property in the 15th Ward being a 2 story frame house on 4544 Gladstone Street designated as Block 55-P, Lot 274, to Eugene C. Webb and Johnetta W. Webb, his wife, for the sum of $2,500.00.

Which was read.

Also,

Bill No. 1709. Resolution authorizing the sale of property in the 18th Ward being a 3 story brick apartment building and storage room on 100 Montooth Street designated as Block 15-L, Lot 71 to Roy Walker for the sum of $12,000.00.

Which was read.

Also,

Bill No. 1710. Resolution authorizing the sale of property in the 20th Ward on Independence Street, now Greentree Road designated as Block 18-G, Lot 4 and 8 to John C. Kratochvila and Kathy Ann Kratochvila, his wife, for the sum of $300.00.

Which was read.

Also,

Bill No. 1711. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Meadville Street designated as Block 46-R, Lot 213, to Edward R. O'Connor and Gloria L. O'Connor, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 1712. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Glenside Avenue designated as Block 162-P, Lot 149, to Anna Mae Kosky for the sum of $375.00.

Which was read.

Also,

Bill No. 1713. Resolution authorizing the sale of property in the 26th Ward being vacant land on the rear of Adna Street and the rear of Cleveland Ave-

nues designated as Block 162-D, Lots 29 and Block 163-A, Lot 45, to Donald Schueler and Janice L. Schueler, his wife, for the sum of $1,350.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Bulls:**

Mr. President and fellow members of Council . . . on Thursday morning of the week that has passed, Councilman DePasquale and myself went out to the Department of Refuse and what we found out there were several deplorable things. Number one, there were several trucks which were out of order. We found out that there were about three men on a truck when there should have been four.

One of the things that I would like to go on record as saying that the complaints that we get about rubbish, I think do not lie with the garbage men, but perhaps with the maintenance and the way the equipment is kept.

**Mr. DePasquale:**

I might add, Mr. Bulls, I think we are all aware that there were several trucks down. I don't think we know exactly how many . . . somewhere in the neighborhood of 40 or 50 that Mr. Bulls and I counted. Also we were aware that they were shorthanded. It was a case of being there and seeing it for ourselves, so in the future, you can say that at least somebody was there and actually saw it. We knew it, but we wanted to verify it.

Also, in conversations with most of the personnel there, for some reason or other the moral seems to be shot to heck, and there just seems to be a deplorable situation there and something is going to have to be done about it. Somebody is going to have to step in there . . . whether it be the Director or somebody higher up in the Mayor's administration before that thing blows up.

Thank you Mr. Bulls.

**Mr. Robinson:**

Mr. President, I would like to follow up on those comments from Councilman Bulls. I have done some preliminary investigation on that problem and some other problems which relate to supplies.

One of the difficulties, I think, in the garage, is that we quite often are accepting equipment that is not meeting specifications. I am trying to determine the reasoning behind that and I have asked the Director to come before Council on Wednesday to talk about one specific incident.

Also, I think that there is a problem with the utilization of City Equipment to the extent that some people sort of feel that because this equipment does not belong to them personally that it can be abused. One of the evidences of that is that in the garage now we do not have anyone who is actually training or instructing persons how to use some of our equipment. In the process, many of the repairs and many of the breakdowns that we have with our equipment relate to the fact that people do not know how to properly use the equipment and in

the process are abusing that equipment, and without specifying any persons, I think that this is another problem area that is going to have to be corrected.

There was a budget item for someone to indeed, instruct people. In fact, the previous superintendent did have that responsibility, but over the last year or so, we have not had anyone instructing individuals how to utilize the vehicles and that is part of the problem. With some of the trucks being down and some of the vehicles being in repair, I just thought that Council should know that I am going to continue to try and see what we can do to improve the operation of the garage.

**Mr. DePasquale:**

One of the problems, Mr. Robinson, being that the vehicles have been out in all types of weather, there is no covering. I believe Mr. Lally introduced legislation last week to purchase a place over in the South Side for these vehicles. This could alleviate the situation considerably.

It is very unfortunate, it is really no one's fault from the refuse department, we are just saying that these things are happening and they have to be corrected.

**Mr. Lally:**

Yes, I presented legislation last week to rent the Berger Building at Sixth and Bingham, Councilman Robinson, which will help us an awful lot as far as our refuse trucks are concerned this winter.

If we are only able to keep two or three more on the road, it will pay for the building itself.

**Mr. DePasquale:**

It is going to help considerably.

**Mr. Lally:**

Mr. President, talking about litter and everything else, I would like to . . .

**Mr. Stone:**

Mr. President, I think we would be wrong to leave it here, the only problem with that garage is with Environmental Resources I think that all of us who have been here for some time are aware that this has been a perennial problem. When Mr. Wykoff was part of our computer organization at the Public Safety Building, it was represented to us then that every vehicle was to be on a computer print-out. They were to know when it went into the garage, when it came out, how much time it was down, how much it was not down. We have had this problem with our police, where as many as four or five vehicles for that station were down. We have had it in other areas.

I am a little shocked here that there is a general freeze in employees in the City of Pittsburgh for the reason that it is quite obvious to everyone and it has been a problem for five years that we have never had adequate manpower there at the garage. I think that first should be looked into. I don't think we should freeze any employment there.

I don't think that freezing in this case, is economically sound from what I view of the fiscal program of the City of Pittsburgh. How you can let people continue to get their salaries when you don t provide the vehicles so they can go out and perform the service, because you don't have an extra man in the garage to fix those vehicles so they can get there certainly does not come in what I call economically sound or basic good sense.

I would hope that the Mayor would look at that position as far as freezing, if that is an Administrative decision, I would freeze in a selective basis, but I don't think that I would freeze employment, because it has been frozen already by the kind of manner in which our Civil Service tests have been given which makes it impossible for anyone to qualify for those tests.

I still would just, in that light, I looked at the report as of August 30, 1978 which we got from the Controller's Office and I am surprised at how much money has not been brought to us yet, and to get so overly panicked as we are right now relative to this budget, I don't see it unless we are looking and want to perpetuate the so called "budget game". I hope that we got over that last year. If not, we will have to be looking at ways that there is no fat in the budget through salaries where someone can say I gave you a surplus when in fact, they did not give them the service by filling slots in the salary accounts.

**Mr. DePasquale:**

Thank you Mr. Stone.

**Mr. Lally:**

Mr. President, getting off of that subject, but also, this is garbage to boot, I think that the condition of the streets in Oakland this weekend has been terrible. It is actually a garbage pit. Anybody who would walk the streets in Oakland after that game on Saturday, Friday and Saturday and yesterday would see these streets . . . they are a disgrace. I thing that there should be, the University of Pittsburgh, somebody from there should be called into City Council to tell us what they are doing in order to help us keep these streets clean.

Plus the fact that there has been, right on my own street, a fraternity house was broken into that was boarded up by the University and someone broke into it and whether they tried to set fire to it on Saturday night, or not, I don't know. But this condition is deplorable. I would like to see somebody from the University of Pittsburgh come in here and give us an answer as to why they can't correct the students somehow and have them keep the streets free from litter. If it is the fraternities who are doing this, then they should delegate people to go out and clean the streets after they are through with their party.

**Mr. DePasquale:**

Are you referring specifically to the campus area?

**Mr. Lally:**

The campus area and all the way through Oakland, Jeep, from where you live clear up to Craig Street. Yesterday morning in front of St. Paul's Cathedral there were cases of beer strewn all over the street. This is wrong . . . television cameras were there doing a show on the mass at the Cathedral and it was absolutely a disgrace.

**Mr. DePasquale:**

I'll tell you the truth Jim, I didn't see it for the simple reason that I no longer walk Forbes Street. I skirt it somehow because it has just turned into a complete jumble.

**Mr. Lally:**

Its an absolute garbage pit . . . its a disgrace.

**Mr. DePasquale:**

I have to agree with you 100 percent.

**Mr. Lally:**

A lot of this is after the ballgame on Saturday.

**Mrs. Madoff:**

Mr. President, following up on the comment that Mr. Lally has just made, as you know, I brought this up regarding Heinz Hall. We were one of the three cities in the United States having this super concert. At the same time there was a rock concert going on at the Stanley Theatre. And, one hundred and thirty odd bottles and cans that I counted walking down, with glass bottles that were a hazard. The streets across the road from Heinz Hall, catty cornered, were littered with garbage. There was one waste can, bashed in, there wasn't even a place to put litter.

There were two policemen in the area . . . I talked to them about it.

Today at the Mayor's meeting we had a real go around about this. I'm really not interested in opinions from legal counsel that say we cannot work with fast food chains because we can't give them advertising. Its a quit-quo-pro. If we have to give advertising, and I did in my resolution say that the City would have complete authority in approval of what would be on the litter cans, where they would be placed, how they would be picked up. I think the time has come to stop saying "lets not be innovative" and saying things like "we can't do it", lets think about how we can do it.

I just sent off a letter to Mr. Mulvihill and it was basically that information saying give us some direction as to how we can enforce existing litter laws. What are on the books, can we have meter maids enforcing the laws . . . what can we do . . . how can we get these waste pails up. Since we are going to have the authorization, or the City will have the final word on what would be on the litter can . . . perhaps it could say, "McDonalds says let's keep Pittsburgh clean" or "Pittsburgh is someplace special", the actual approval would still be in the hands of the City. We ought to sit down, the fast food people are really cooperative, and work out a program with them.

Maybe we need signs that say if you litter — $100 fine, I've seen this in other communities. We need a program that is enforced.

**Mr. Lally:**

There are signs to that effect. I happened to see one this morning. It was a $100 fine for dumping by our Police Department.

**Mr. DePasquale:**

This was legislation that was introduced by Councilman Lucchino a few years back and was passed.

I'm curious, are you referring to a most recent incident, or what you referred to two, three weeks ago. You mentioned this two or three weeks ago.

**Mrs. Madoff:**

Mr. Lally is giving another example . . . I can tell you about Squirrel Hill where the pizza parlors are . . . the people live upstairs and throw the empty containers and beer cans, and the rats living there . . . where is the Board of Health? I mean, it is really getting out of control and I think we have already zeroed in on the problem . . . Mr. Givens did research on it a number of years ago. The answer is not to write any more resolutions, what are we gonna do about enforcement. I sent a letter off, which is being drafted now, I will be happy to give every member a copy. I hope that we would all sit down and put our heads together at a meeting. I find one of the problems, I'm new to Council something like three months now, but I've never seen a meeting where we just have a gab-fest. Where we get around and say what are the problems of the people and what can we do to be innovative. The only time we talk about it is when somebody comes up with a resolution. I'm getting off the subject but it is to the point, for example, one of the most horrendous problems facing our city is the unfunded pensions. We have never got together and talked about it. What is this going to impact on our community. We never get together and say, "well, these cars are in the garage, we are going over to look at it, what is happening", and talk about problems. It is done sort of in a very formal kind of setting with no time, somebody has got to dash off, the meeting has got to end in a hurry. I would like Council to consider setting up some kind of a meeting, whether it is once a month . . . to talk about priority items amongst ourselves. It is certainly open to the media, there is no secret, but we put on the table some of the things we are all concerned about. Here is an example of something that three of us have brought up in three different ways. The answer is no more legislation, no more resolutions, how are we going to enforce what we have. And I want an answer from the Legal Department as to how to, not, not

how to. I would hope that I would get that.

To continue on the other items if I may Mr. President, I have spoken to Mr. Givens and we have asked that on the water situation we let it ride for thirty days to see if we get a satisfactory answer from the Water Department. It is a very serious problem that Mr. Givens brought out at the Mayor's meeting that of a whole community not having water pressure and if we don't get a satisfactory answer I'm going to recommend to Council that we take appropriate action, but we will put that in abeyance.

My next item is that we have a serious problem in inter-office communications from Departments. For example today Mr. Miller wanted to go to a meeting and I said Mr. Miller, why are you going to this meeting, I never got your letter, I couldn't comment, I never even got your mail. Got back to my office and again, his letter arrived with another letter from Mr. Wykoff. Mr. Wykoff's was sent on the 15th, Mr. Millers on the 19th, today is the 25th, that is something like 7 to 11 days. This is really a problem for Mr. Perry and he is trying to deal with it. I think that as he pointed out it may be that we only have one person doing the errands, is that it? But it is a very serious problem and I wonder if we could bring this up as a post agenda item at some time, because if I am subject to it, I don't think I am being singled out. As I said, even though I am paranoid doesn't mean that it isn't happening. I think others have said they have had the same problem.

**Mr. DePasquale:**

Well, in the case of any of these trips that sort of come up overnight, they do send up a letter which requires five signatures to allow the party to take the trip. Then we usually take the action after the trip has already been taken.

**Mrs. Madoff:**

This is not what I am talking about, I am talking about the fact that I sent a letter to the Water Department, an urgent letter, because McKeesport had its water supply shut off and I had asked two months ago, what would Pittsburgh do if the water were contaminated down river and everybody was going to the National Guard for water tanks, I want to be in there first, so we are protected. I sent the letter over and it took ten days to get there. I just got a letter that took ten days to come back to me. Another one from Wykoff that is taking this tremendous time. Maybe it is better to go through the public mails, I don't know, but I think we ought to deal with it.

**Mr. DePasquale:**

Well, aren't you having these letters hand delivered?

**Mrs. Madoff:**

Yes, they are being hand delivered, ten days later. Three days to go across the street to Lynch's office on a report he requested.

**Mr. Stone:**

That is not happening from City Council, this is not a result of the City Clerk's Office, that is something in the Department after it leaves him.

**Mrs. Madoff:**

There is a slot out in the hall where you put mail to go inter-departmental and I guess some of it goes to the County on occasion. . .

**Mr. Perry:**

My messenger Bill Houston, he's great, he delivers that mail very efficiently.

**Mrs. Madoff:**

Ten days later, by dog sled . . .

**Mr. McCray:**

He can't go to Aspinwall.

Mrs. Madoff:

Let's not put any blame on anybody . . . I don't think its a blame situation.

Mr. Stone:

No, I think you can leave it that way Michelle, you see this came up once before in a Wednesday session . . . you made an indictment of Mike.

Mrs. Madoff:

No, I didn't.

Mr. Stone:

Yes, the first time you did, and I called you down on it, and I think we ought to make it clear now that the problem that presently exists in the inter-departmental communications has nothing to do with Mike or City Council.

Mrs. Madoff:

Absolutely.

Mr. Stone:

Allright fine, now we cleared the record on that one.

Mr. DePasquale:

Has anyone else experienced the same problem . . . I don't.

Mr. Lally:

Mr. Houston delivers the mail very religiously.

Mr. Stone:

Wait, Jim, she's not talking about that, I think we cleared that up . . .

Mr. Lally:

Well, his name was brought up Councilman Stone, and that is why I wanted to defend the man, because he does deliver the mail very religiously.

Mr. Stone:

That is where I tried to make it very clear, what she is talking about now is wherever the receptacle for a mail is, over in the Administration's Office, and where it goes from there is some problem. Now, that is something pretty much that they are going to have to iron out.

Mrs. Madoff:

How would you suggest we go about it, do you have any suggestions?

Mr. Stone:

Well, first, I think we can control what we do, but how we're going to tell somebody over there to deliver the mail where it is going I think is something you ought to take up with the Mayor and his staff.

Mrs. Madoff:

You mean when I send a letter to the Water Department, which is in Aspinwall, but they have a driver coming in every day that picks it up here, that I have to go to the Mayor's Office to see that it gets to the Water Department?

Mr. Stone:

You see, part of the problem is, its like when some of us eluded to some lack of getting information from the "Coordinator of Coordinators" and then some Councilwomen . . . Councilwoman sticks up for them when they don't know the facts, and then when it bounces the other way, it becomes a different story. See, that is what part of the problem is. Some people see these things and you don't give support to it, and later, unfortunately it happens the same way and the lack of support is there.

Mr. DePasquale:

I am not trying to make light of the matter, but in regards to Aspinwall, I used to be a pretty good underwater swimmer, I may volunteer to go downstream.

Anything else to add?

**Mr. Perry:**

If anyone has any mail that has to be delivered to John Miller in Aspinwall, he claims that everyday he sends a driver out. You give me the letter, instead of Miller going over to Supplies, let him come in my office and pick up the mail and that will settle everything. Its simple.

**Mrs. Madoff:**

What about inter-departmental.

**Mr. Perry:**

Bill Houston is my messenger, he delivers inter-departmental mail.

**Mrs. Madoff:**

What about something that goes to the County?

**Mr. Perry:**

Bill Houston delivers to the County.

**Mrs. Madoff:**

Is Bill Houston overloaded with work? I mean it is really more than he can handle?

**Mr. Perry:**

The problem is not in our office. They have one messenger that delivers the mail throughout the City of Pittsburgh and that man is under Director Wycoff. His name is Eddie, I don't know his last name, but he delivers the mail throughout the building, this building and the Public Safety Building.

We can ask Miller to pick up his mail in my office rather than over at Supplies.

**Mr. Lally:**

Maybe Bill is overworked, he does a lot of work.

**Mr. Perry:**

No, he does his work.

**Mrs. Madoff:**

I just want to be very clear that I am not placing blame, I am only saying how can we resolve the problem.

**Mr. DePasquale:**

Is Eddie the young blind fellow who delivers that mail?

**Mrs. Madoff:**

Two more items, we all received a letter today, it came over from the 21st . . . I saw it in my slot, from Mead Mulvihill with reference to opening an escrow account. Did everybody get to look at the letter? In his letter in the first paragraph, he says "Mrs. Madoff's memorandum also states 'we understand that it is the City's legal position that the mere act of cashing this check constitutes awarding a contract' ". Now, it was not Mrs. Madoff's opinion, it was Mr. Wykoff's response when asked why the checks were not deposited, I think in response to Mr. Robinson, he stated that by virtue of cashing the check, it then became tantamount to accepting the contract. I had then sent off a letter to Mr. Mulvihill asking him without legalized language to tell me, can we open an escrow account with checks floating around in limbo, can be deposited in some kind of an understanding by whoever is giving that check or putting the bid up without binding the City so that whoever or wherever that interest may accrue to whoever, or wherever would get the benefit thereof. Scratch the banks. With no one getting the benefit, its real-

ly silly, the City could be getting some money. I pointed out in the letter that the Allegheny County Air Pollution Bureau used to get its checks from all the applications for operating permits for some three hundred sources in the City and they didn't deposit them and they were severely chastised and started depositing them whether it is official or not.

The State of Pennsylvania lost hundreds of thousands of dollars in interest because they were slow in depositing checks. On that one check that we talked about was $1,300.00 in interest.

**Mr. Stone:**

Michelle, you are talking about two things . . . you know, you can't deposit what is not yours, and you can't deposit it under the guise that you are going to pick up some interest because you make 90 people bid on the job and you get interest from that job. It just doesn't happen that easy.

**Mrs. Madoff:**

Why not, why let it sit around, its not doing anybody any good, its a punched check, a certified, punched check.

**Mr. Stone:**

You can't take someone else's money and take interest off of that money unless you are entitled to the money.

**Mrs. Madoff:**

Well, I'm saying, give the man back his interest.

**Mr. Stone:**

I don't generally agree with the City Solicitor, but that latter part, he is getting close to what the legal opinion is. I don't know why he is struggling so hard to get there. Until the money belongs to us in some way or another legally, from that we cannot get interest. Now, I don't know why he is fighting with that so hard. He got close to it and he is in the right direction, just needs a little shove to get to the final conclusion.

Any monies that are put up as a show of good faith. The day you honor the contract is the day you now have earned the right to that . . . then and only then does your interest rate begin.

**Mrs. Madoff:**

Here is an example of three months where a certified check, and there are two kinds of certified checks as you know, this one was a punched check, the man could not go to his account and take any money out of that account, that money was locked up doing nobody any good but the bank. Now, if indeed it is unethical, I think more even so than illegal.

**Mr. Stone:**

Are you talking about this uniform deal?

**Mrs. Madoff:**

Yes.

**Mr. Stone:**

I don't know why he should complain, we never did anything wrong on his deal, we gave him every favor we could possibly give him.

**Mrs. Madoff:**

I'm talking about principal of a certified check.

**Mr. Stone:**

Yes, ordinarily it doesn't take that long, or it shouldn't take that long . . . seven days.

**Mrs. Madoff:**

What I'm saying is that if it takes a

month or two, or six weeks, what would be so terrible about encouraging bidders because they would not feel that their checks weren't earning money for them and return the interest to them, less whatever the actual paper work would cost. I just think it is insane business, logic, ethics, principal, to let a check sit around doing nothing. That it is doing no one any good.

**Mr. Robinson:**

Mr. President, in reference to what Mrs. Madoff is saying, and Mr. Stone, and also the letter coming back from the City Solicitor, as you know, we have passed legislation amending various bills that have come before this Council in the last two weeks requiring that checks which are received or consideration that is received at the performance of a bid bond, be deposited in the appropriate Code Account within five days of notarized receipt. I would assume that that sort of gives the Law Department some sort of mandate to come up with a legal opinion that either that it is legal or illegal, or to indeed, as Mrs. Madoff suggested before, be creative enough to let us know how we can do something as opposed to something that we cannot.

If they don't do that rather speedily, there are a number of purchases that the City probably urgently needs that are not going to be able to be completed unless the City Solicitor is going to allow us to engage in activities that he is suggesting are illegal. I would hope that he would make a decision prior to the time that those particular agreements and bids are prepared and sent out with that appropriate legislation. Because the legislation specifically speaks to the fact that we need to have those checks deposited. That there is a procedure here that we have questioned in terms of the holding of checks and whether or not our whole bidding procedure is one that we feel is fair. If something is illegal, then I think the City Solicitor needs to give us an answer, a tentative answer very quickly so that this legislation can either be changed or so that we can make the appropriate adjustment.

**Mrs. Madoff:**

Did you read the letter?

**Mr. Robinson:**

Yes. The letter as I understood it did not say you could not set up that kind of account. I think the legislation mandates that they set up the account, and if it means giving the money back, he talked about active and inactive accounts . . . I have no probelms with that I just don't think the Director of the Department of Supplies should be walking around with these checks in his hand.

**Mrs. Madoff:**

I think we are basically all in agreement, it is a matter of following through. I just sent off a letter to Mr. Mulvihill on this and I would hope we get an answer that says yes or no, or how.

The last item for me . . . as you know in the Monday, September 11th meeting I talked about the deplorable condition of that particular garage where they had hired a guard who walked the floor every fifteen minutes. They had a little cart that would take them around the floor. They should have been using it. There was an attendant standing downstairs not letting people take the ticket out of the machine as you drive in, but handing them out quickly as youngsters were coming in, young teenage adults, coming in drinking beer, every car was loaded with beer drinkers, and nobody cared.

The place was in such a deplorable unhealthy state, it is such a dangerous problem with the bottles that I was walking around lifting the bottles off.

I subsequently asked for a post agenda hearing, but I don't know if I was very firm about it. So, I want to reiterate. I would like to have Mr. Stabile who owns that garage. . .

**Mr. Perry:**

That is set for the 4th of October.

**Mrs. Madoff:**

Oh, then I just want to let people know, we have set for October 4th, post agenda meeting, Mr. Stabile, the Department that issues the license and the Police Department to be here to address that issue. I think that if we just turn our heads the other way, we deserve to have dirty streets and we deserve to have deplorable garages, and we are as responsible for anybody getting hurt in that garage if we just say well, we told them about it.

Mr. Stabile called me, and talked to my administrative assistant and we never did get together and it was sort of well, you know, people do those things, youngsters come in for the rock concert.

The other thing I want to look into and perhaps at the same time, is can we assess those who schedule the rock concerts, maybe we can get a legal opinion from Mr. Stone or from the City, a fee to clean up . . . they dirty, let them clean up, let them pay for it. Would you object to that Mr. Lally?

**Mr. Lally:**

No ma'am, I would agree with you.

**Mr. DePasquale:**

I believe that is in those contracts. They are responsible for any damage, etc.

**Mrs. Madoff:**

Allright, who gives the license for rock concerts? What department does that?

**Mr. Lally:**

The Treasurer's Office.

**Mr. Bulls:**

Mr. President, may I raise a point, maybe you can clarify this for me. If I give a rock show in the Stanley Theatre, how can I be responsible for what goes on in a parking garage.

**Mrs. Madoff:**

No, we are talking about the littering problem here.

**Mr. Bulls:**

I mean the parking garage.

**Mrs. Madoff:**

You're right, the parking garage, that is why we are having the parking garage people here to be responsible . . . they should not have allowed those children in drinking because of moral decency . . . you don't encourage these kind of things with teenagers. The problem with them smoking pot afterwards, endangers our highways and innocent citizens walking by in front of their cars.

But, I talked about how horrible the litter problem was that same night. I think that as Mrs. Masloff pointed out that at a previous, at the Stadium, it was horrendous and it cost them more to clean up than the money that the City made on it. What I am saying is that, lets put on a small staff that would be sufficient to clean up afterwards, whoever holds the rock concert, and lets have it at the same time so that we don't waste all of our time on this problem. Could we include whoever licenses the rock concerts at the same time.

Does anybody know who licenses the rock concerts?

**Mr. Lally:**

It's Angie O'Connor.

**Mr. DePasquale:**

It's out of Building Inspection if it is Angie O'Connor.

**Mrs. Madoff:**

Could we have someone there at the same time and deal with it all at one time?

**Mr. DePasquale:**

What do you do with the one group I think they are called the "Punks" who vomit on their audience? They actually do, its part of their act.

**Mr. Lally** moved to approve the minutes of Monday, September 11, 1978.

**Mr. Robinson** seconded the motion.

**Mrs. Madoff** moved to adjourn this meeting and meet again next Tuesday, October 3, 1978 at 2:00 P.M.

**Mr. Lally** seconded the motion.

Which motion prevailed.

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, October 3, 1978 No. 38



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Tuesday, October 3, 1978

PRESENT:

| | |
|---|---|
| **Mr. Coyne** | **Mrs. Masloff** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. Robinson** |
| **Mrs. Madoff** | |

ABSENT:

| | |
|---|---|
| **Mr. Bulls** | **Mr. DePasquale (Pres't)** |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

**Mr. Perry:**

Due to the absence of Mr. DePasquale, we will now have nomination and election of a President Pro Tempore.

**Mrs. Masloff:**

I nominate Councilman Stone for President Pro Tempore.

**Mr. Perry:**

Mr. Stone has been nominated.

**Mr. Robinson:**

I just want to know if he is qualified.

**Mr. Perry:**

I believe he is.

**Mrs. Madoff:**

Is Mr. DePasquale ill?

**Mr. Perry:**

He is out of town.

**Mr. Lally** moved to close the nomination.

**Mr. Givens** seconded the motion.

Which motion prevailed.

And the ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Coyne
Mr. Givens
Mr. Lally
Mrs. Masloff
Mr. Robinson

Ayes 5 Noes none
(TWO ABSTAINING, Mrs. Madoff and Mr. Stone)

And a majority of the votes of Council being in the affirmative, the nomination was approved.

PRESENTATIONS

Mr. Coyne presented

No. 1851. Resolution vacating a portion of Edmond Street in the 8th Ward of the City of Pittsburgh from the northerly right-of-way line of Consolidated Rail Corporation property for a distance of 18 feet in a northerly direction.

Also

No. 1852. Resolution vacating Allemania Way, from the easterly line of Lot No. 1 as laid out in the W. J. Brennan Plan of Lots to its westerly terminus in the Twelfth Ward of the City of Pittsburgh.

Also

No. 1853. Communication from John E. Ruff, Director of the Department of Public Works requesting interim approval of payment of $66,000.00 for extra work in connection with the reconstruction of Herron Avenue Bridge — Phase I — Demolition Controller's Contract No. 23434 MAA 780535.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1854. Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to Crossgates, Inc., for construction of a six story, 101 unit Housing for the Elderly facility on property zoned "R4" Multiple-Family Residence District having 498.3 feet of frontage on the southerly side of Frankstown Avenue and bounded by North Lang Avenue and Felicia Way, 13th Ward.

Also

No. 1855. Communication from Paul C. Brophy, Director of the Department of Housing, requesting reimbursement of travel expense to the Director of the Department of Housing for trip to Harrisburg, September 25, 1978, to attend Senate Urban Affairs Committee Meeting. The total cost was $96.00, payable from 1978 Community Development Block Grant Trust Fund, Department of Housing, CDHD (HD-78-13).

Also

No. 1856. Communication from Paul C. Brophy, Director of the Department of Housing, requesting permission for Department of Housing staff member to attend one-day conference, Morgantown, West Virginia, at a cost not to exceed $125.00, payable from 1978 Community Development Block Grant Trust Fund, Housing Department, CDHD (HD-78-13).

Also

No. 1857. Communication from Paul C. Brophy, Director of the Department of Housing, requesting permission for one staff member of the Department of Housing to attend conference with HUD officials in Washington, DC, to discuss Urban Development Action Grants, October 6, 1978, at cost not to exceed $125.00, payable from 1978 Community Development Block Grant, Trust Fund, Housing Department, CDHD (HD-78-13).

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1858. Resolution repealing Resolution No. 765, approved 7/5/78 for property in the 26th Ward on Watson Boulevard. Purchaser Stanley R. Skrzynski and Anna Mae Skrzynski, his wife, request cancellation of sale due to serious illness and financial difficulty. Hand money of $100.00 will be returned by the Department of Lands and Buildings.

Also

No. 1859. Resolution amending Resolution No. 1016, approved 8/28/78 for the sale of property in the 17th Ward on Kimbol and Bedford Streets to St. Michael's Cemetery by deleting "Rev. Robert W. Herrmann, Trustee" and inserting in lieu thereof "Most Rev. Vincent M. Leonard, Trustee". All else in Resolution No. 1016 shall remain the same and in effect.

Also

No. 1860. Resolution authorizing the sale of property in the 2nd Ward being a vacant lot on Penn Avenue between 26th and 27th Streets designated as Block 25-P, Lots 15, to Dean Z. Paul and Alice T. Paul, his wife and Alex C. Copetas and Maria A. Copetas, his wife, for the sum of $5,800.00.

Also

No. 1861. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Lincoln Avenue at City Line #8, to Paul McCorvey and Dorothy McCorvey, his wife for the sum of $700.00.

Also

No. 1862. Resolution authorizing the sale of property in the 13th Ward being vacant land on Upland Street designated as Block 174-B, Lot 49, to Floyd J. Ballard and Pearl J. Ballard, his wife, for the sum of $400.00.

Also

No. 1863. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Wheeler Street designated as Block 174-H, Lot 247, to Lucille McKeever, for the sum of $650.00.

Also

No. 1864. Resolution authorizing the sale of property in the 18th Ward being a vacant lot in the rear of Gearing Avenue, corner Sylvania Street designated as Block 15-L, Lot 240, to Alvin L. Baker and Bernella A. Baker, his wife, for the sum of $1,000.00.

Also

No. 1865. Resolution authorizing the sale of property in the 19th Ward being vacant land on Alverado Street designated as Block 35-A, Lots 15 and 63, to Jerome C. Knutson for the sum of $750.00.

Also

No. 1866. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Virginia Avenue designated as Block 5-D, Lot 177, to Vincent J. Reither and Agnes E. Reither, his wife, for the sum of $200.00.

Also

No. 1867. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Tonopah Street designated as Block 35-L, Lot 54, to Robert D. Appel, Sr. and Mary Ann Appel, his wife, for the sum of $500.00.

Also

No. 1868. Resolution authorizing the sale of property in the 24th Ward being a vacant lot on Welser Way, designated as Block 24-F, Lot 271, to Thomas E. Black for the sum of $150.00.

Also

No. 1869. Resolution authorizing the

sale of property in the 31st Ward being vacant lots on Whitebush Street designated as Block 131-J, Lot 56 and 60, to Thomas S. Sabo and Christine Sabo, his wife, for the sum of $1,350.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 1870. Resolution transferring money in the Department of Parks and Recreation as follows: $27,000.00 from Code Account 1825 — Wages, Regular and Temporary Employees to the following: Code Account 1800-1 Premium Pay.

Which was read and referred to the Committee on Finance.

Also

No. 1871. Communication from Louise R. Brown, Director, Department of Parks and Recreation, requesting interim approval of purchase of camel, zebra and zebu for the Pittsburgh Zoo at aggregate cost of $8,500.00.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 1872. An Ordinance furthering the development and implementation of business development and participation programs for minorities and women by authorities, boards, funds and agencies authorized and/or receiving financial assistance from the City of Pittsburgh and filing of reports with Pittsburgh City Council.

Which was read and referred to the Committee on Finance.

Mr. Robinson for Mr. Stone presented

No. 1873. Resolution providing for the issuance of a Warrant to Penn Central Transportation Company in the amount of $1,661.50 in full settlement of the lawsuit for the payment of services, equipment and materials which the City of Pittsburgh had requested.

Also

No. 1874. Resolution authorizing issuance of a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed.

Also

No. 1875. Resolution transferring the aggregate total of $19,000.00 within code accounts of the Department of Law.

Also

No. 1876. Communication from Mayor Caliguiri, requesting permission for staff member of the Mayor's Office to attend workship on Fiscal Impact Analysis, Chicago, Illinois, October 20, 1978, at cost not to exceed $225.00, payable from 1978 Community Development Block Grant, Department of City Planning Program Administration.

Also

No. 1877. Communication from Melanie Smith, Director of Personnel and Civil Service, requesting permission for Messrs. Yakich, Greco and Lewandowski to attend MFOA/PICPA Seminar for Government Auditors, October 17, 1978, Hyatt House, Pittsburgh, PA at cost not to exceed $25.00 per person, payable from CETA Trust Fund.

Also

No. 1878. Communication from David L. Donahoe, City Treasurer, requesting permission for four employees of the Treasurer's Office to attend MFOA/PICPA Seminar for Government Auditors, October 17, 1978, Hyatt House, Pittsburgh, PA at cost not to exceed $25.00 per person, payable from Code Account 1063, Miscellaneous Services, Treasurer's Office.

Also

No. 1879. Communication from Melanie Smith, Director of Personnel and Civil Service Commission, requesting permission for one Planner in the Department of Personnel and Civil Service Commission, Bureau of Employment and Training Grant Administration to attend meeting in Washington, DC, October 5-6, 1978, at a cost not to exceed $233.00, payable from CETA Trust Fund.

Also

No. 1880. Communication from John E. McGrady, City Controller requesting permission for ten staff members to attend MFOA/PICPA Seminar for Governmental Auditors to be held October 17, 1978 at the Pittsburgh Hyatt House. Total cost not to exceed $250.00, chargeable to and payable from C. A. 1048, Miscellaneous Services.

Which were severally read and referred Committee on Finance.

The Chair presented

No. 1881. Communication from Michael Perry, City Clerk, requesting permission for Robert Rush, Budget Controller and Jack Buckley, Asst. Budget Controller to attend MFOA/PICPA Seminar for Governmental Auditors, October 17, 1978 at the Pittsburgh Hyatt House at a total cost not to exceed $50.00 chargeable to and payable from C. A. 1001-1, Miscellaneous Services, Supplies, Equipment, etc.

Which was read and referred to the Committee on Finance.

Mr. Stone:

Members of City Council, for your information, I have asked the City Clerk to ask for an identification of all people who are going to be going on trips so that we know in advance who they are and what their rank is, as to whether or not it is worth sending that person to any seminars.

Mr. Coyne:

Mr. President, is there a purpose for that?

Mr. Stone:

Yes, I think that if we are going to be watching our financial arrangements we are in a tight market, and we ought to find out how far down we are going to sending people to seminars.

At that time, it is for our information and we can decide. I don't know that it will change much, but I think we ought to be watching it.

Mr. Lally:

Do the Directors go to most of these seminars Mr. Chairman? Do you know?

Mr. Stone:

Well, when you have four Jim, for instance, you don't.

Mr. Lally:

Pardon?

Mr. Stone:

When you have four people from an area there is only one Director.

Mr. Lally:

There is one Director I noticed, who does attend most of them, and I don't think that is right either, I think we ought to send his second in command or something.

Mr. Stone:

There is one that was in my list today that didn't have any name at all. I think they ought to be identified so that we know who they are and whether or not it is his secretary or someone else. I

think that someone who is working in that field ought to go to that seminar which applies to their particular field obviously.

REPORTS OF COMMITTEES

Mr. Robinson for Mr. Stone presented

No. 1882. Report of the Committee on Finance for September 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1736. A Resolution entitled, "Resolution providing for the issuance of warrants in favor of the following members of the Department of Police for financial replacement for items damaged while on duty, and proivding for the payment thereof."

Which was read.

Also,

Bill No. 1737. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Gacon Construction Company, in the amount of Four Thousand Two Hundred Seventy-One Dollars and Twenty Cents ($4,271.20) in payment for Extra Work furnished for the benefit of the City in connection with the repaving of Third Avenue from Wood Street to Stanwix Street and providing for the payment thereof."

Which was read.

Also,

Bill No. 1764. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Ram Construction Company in the amount of $14,030.00 in payment for work performed at Pittsburgh Zoo, Serpentine Drive Extension, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1765. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of W. G. Tomko & Sons, Inc., in the amount of $3,564.00 in payment for work performed at Homewood Pool and Bathhouse, furnished for the benefit of the City without pervious authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1766. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Tico Electric, Inc., in the amount of $1,220.00 in payment for work performed at Homewood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1767. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Robert Builders, Inc., in the amount of $704.40 in payment for work performed at Homewood Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1768. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Pittsburgh Pool Service, Inc., in the amount of $8,500.00 in payment for work performed at Home-

wood Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1782. A Resolution entitled, "Resolution providing for the issuance of a warrant in the amount of $300.00 in favor of GMC Truck & Coach Division, General Motors Corporation, for vehicles retained by the Water Department which were originally scheduled to be traded in at the time five new ones were purchased, and for the payment thereof."

Which was read.

Also,

Bill No. 1787. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a duplicate warrant to the same payee and in the same amount to replace warrant lost, stolen or inadvertently destroyed."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And there being two-thirds of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1788. A Resolution entitled, "Resolution providing for an Agreement or Agreements with History and Landmarks Foundation, Pittsburgh Ballet Theatre, Opportunities Industrialization Center, Inc., Elder-Ado, Inc., for the implementation of the Comprehensive Employment and Training Act, Title III Subpart 2 of the Youth Employment and Demonstration Projects Act of 1977 (YCCIP Youth Community Conservation Improvements Project) and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1789. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Opportunities Industrialization Center, Inc., Point Park College, Urban Youth Action, Inc., Elder-Ado, Inc., for the implementation of the Comprehensive Employment and Training Act, Title III, Subpart 3 of the Youth Employment and Demonstration Projects Act (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1838. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the United States of America Equal Employment Opportunity Commission, for a grant in connection with Agency Improvement Project; providing for the execution of a Grant Contract approving the Agency Improvement Project; providing for required assurances; creating a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Coyne presented**

No. 1883. Report of the Committee on Public Works for September 27, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1738. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof,' approved October 3, 1922, as amended and supplemented."

Which was read.

Also,

Bill No. 1739. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the design of the South Aiken Avenue Bridge; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1740. A Resolution entitled, "Resolution providing for a Contract or Contracts for the rehabilitation of the Columbus Avenue Bridge, PW 78-14 and PW 76-27; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1741. A Resolution entitled, "Resolution vacating Nimick Place between Maplewood Avenue and Wayleska Way in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 1884. Report of the Committee on Planning, Housing and Development for September 27, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1351. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from "R2" Two-Family Residence District to "R1" One-Family Residence District all that certain property bounded by: Wellesley Avenue; Heberton Street; Callery Street; Etude Way; a line parallel to Jackson Street and located 125 feet north of Jackson Street extending from Etude Way to Sheridan Avenue; Sheridan Avenue; Lots Numbered 174 and 119, Block 83-D in the Allegheny County Block and Lot System; a line parallel to Sheridan Avenue and located 130 feet west of Sheridan Avenue between Jackson Street and Hampton Street; Hampton Street; and the "R1" One-Family Residence District Boundary line located between Hampton Street and Wellesley Avenue, 11th Ward."

Which was read.

Also,

Bill No. 1745. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Urban Redevelopment Authority and Neighborhood Housing Services, Inc., setting forth the respective rights and duties of the parties in connection with the close-out of Model Cities Program and transfer of Neighborhood Housing Services' Housing Rehabilitation Project portfolios to Urban Redevelopment Authority."

Which was read.

Also,

Bill No. 1746. A Resolution entitled, "Resolution providing for an Agreement with the County of Allegheny for the transfer of $75,000.00 of the City's 1978 Community Development funds as the City's share of the funds that will be expended by Elder-Ado, Inc., pursuant to a contract with the County for renovation of a piece of property known as the 'Beckman Building'."

Which was read.

Also,

Bill No. 1747. A Resolution entitled, "Resolution providing for a Supplemental Agreement or Agreements with the Port Authority of Allegheny County for the Model Neighborhood Reduced Fare Bus Loop Project increasing the amount provided therefore to $296,791.97." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 1748. A Resolution entitled, "Resolution providing for a Supplemental Agreement or Agreements with the Urban League of Pittsburgh, Inc., for the City's Housing Counseling and Housing Information Program, increasing the amount provided therefore to $188,561.95." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 1749. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of Parcel F in the Twelfth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1750. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and the Port Authority of Allegheny County for the sale of Parcels B-1 and B-1a in the Seventh Ward of the City of Pittsburgh in Redevelopment Area No. 10."

Which was read.

Also,

Bill No. 1803. A Resolution entitled, "Resolution providing for a Ninth Supplemental Agreement with the Neighborhood Housing Services, Inc., for Housing Rehabilitation Project, reducing the amount provided therefor to $2,363,444."

Which was read.

Also,

Bill No. 1804. A Resolution entitled, "Resolution amending Resolution No. 21, approved January 26, 1978, effective January 31, 1978, entitled, 'Resolution providing for a Third Supplemental Agreement with the Urban League of Pittsburgh, Inc., for housing counseling and housing information services, extending the term of the Agreement through April 30, 1978 and increasing the amount not to exceed $261,251.00 to an amount not to exceed $232,689.05."

Which was read.

Bill No. 1805. A Resolution entitled, "Resolution amending Resolution No. 377, approved May 5, 1977 effective May 11, 1977, entitled, 'Resolution providing for an Agreement or Agreements with the Port Authority of Allegheny County for the operation of the Model Neighborhood Reduced Fare/Loop Bus Project for the period from May 1, 1977, through April 30, 1978, in an amount not to exceed $270,000, chargeable to and payable from the 1977 Community Development Block Grant Program Trust Fund, Department of City Planning, Reduced Bus Loop Project, CP-77-1,' by reducing the amount from an amount not to exceed $270,000 to an amount not to exceed $243,208.03."

Which was read.

Also,

Bill No. 1806. A Resolution entitled, "Resolution authorizing an amendment to the Agreement with Urban Redevelopment Authority of Pittsburgh for Model Cities Commercial Site Loan Project by increasing the funds by the amount of $42,000.00."

Which was read.

Also,

Bill No. 1807. A Resolution entitled, "Resolution authorizing an amendment to Model Cities Housing Program Agreement dated April 1, 1975 between City of Pittsburgh and Urban Redevelopment Authority of Pittsburgh reducing the funds and extending the term of the Agreement."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affimative, the bills passed finally.

Mr. Robinson presented

No. 1885. Report of the Committee on Supplies for September 27, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1664. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Modular Furniture, for the Department of Housing, and for the payment thereof." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 1785. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of a Patient Monitoring System, for the Department of Emergency Medical Services, and for the payment thereof." (AS AMENDED IN COMMITTEE).

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Masloff presented

No. 1886. Report of the Committee on Parks and Recreation for September 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1769. A Resolution entitled, "Resolution providing for an Agreement or Agreements for professional services and for leasing with Avalanche, Inc., for the implementation of a cross-country ski program during Winter 1978-9 in the City of Pittsburgh."

Which was read.

Also,

Bill No. 1770. A Resolution entitled, "Resolution amending Resolution No. 624 effective June 27, 1978, entitled: 'Resolution providing for the letting of a contract or contracts for the purchase of Food Vendor Services and administrative costs for the Special Food Service Program for children from funds provided by the Commonwealth of Pennsylvania, Department of Education,' by increasing the cost of Project from $112,000.00 to $113,308.58." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 1771. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contrac s for the furnishing and placing electrical equipment for park and recreational lighting at Brookline Park and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1772. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment at the Pittsburgh Zoo and providing for the payment of the cost thereof."

Which was read.

Aiso,

Bill No. 1773. A Resolution entitled, "Resolution amending Resolution No. 351 effective May 11, 1977, entitled: 'Providing for the renovation of the stairs at Cowley-Goettman Recreation Center, in an amount not exceeding $8,000 in the Department of Parks and Recreation' by decreasing the authorization to $7,777."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mrs. Madoff:**

In regard to Bill No. 1772, with reference to the Zoo, and we have had other bills on the Zoo today . . . I just want to remind Council since you touched on, earlier, and you want to know what Department Heads, and I think you are absolutely right, that people go to meetings who are directly knowledgable in the area in which they are attending, not just using the meeting as an excuse for a vacation. And the same way that you are concerned about the fiscal responsibility and the indebtedness to the City . . . the tax problem next year.

As you know, I had arranged that post agenda meeting and it came to light that the County is not going to give the City any money. We have a deficit at the Zoo of $400,000.00 this year and probably going up. Hopefully other alternatives will be found to defray that cost.

I have voted, simply because I want to bring this to the attention of the public, in opposition to funding of the Zoo. Now that it has been brought to the attention, and there seems to be some cooperative effort between County through Mr. Molyneaux, and members of Council perhaps in continuing dialogue to try to resolve some of our problems. I will vote for it . . . but I do think it is important in priority thinking for Council that do have this deficit of $400,000.00, and remember that.

**Mr. Coyne:**

I'd just like to say that I think it is very unfair of any member of Council to insinuate that the people who take trips on City business go for the purpose of taking a vacation. I would hope that that remark were not made.

**Mrs. Madoff:**

I would like to clarify that . . . I didn't say that they were taking them, I said I agree with Mr. Stone's position, I don't very frequently agree with him, but that I agree that it is important . . . for example, on the Water Department, Mr. Miller . . . I asked him why he was going to a meeting and did he have the expertise at that particular meeting, which was highly technical, to absorb it, if not, send the chemist. And I agree with that position. I am saying that I would hope that it would be done in the manner in which he has indicated because that would be to the benefit of the taxpayer and I did not imply that people were taking vacations . . . although, since you have raised it, you do know that there have been circumstances prior to my coming to Council where people took trips, stayed in hotels for four days, $70.00 a day, 430 miles on their car. Now, let's not get into that, and I don't want to be accused of having said something about vacations.

**Mr. Coyne:**

Well, exactly what you did say is that you would wish that they would refrain from taking vacations, or going on trips under the guise of going on business when in fact they are on vacation. That is what you said.

**Mrs. Madoff:**

That is exactly what I would assume Mr. Stone was implying. That they would have a person go who would benefit from it.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne for Mr. Bulls presented

No. 1887. Report of the Committee on Public Safety for September 27, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1786. A Resolution entitled, "Resolution establishing an Emergency Preparedness Council and Comprehensive Emergency Plan."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Madoff:**

On Bill No. 1786, may I ask Mr. Robinson . . . I mentioned when you introduced the bill, you know I am very supportive of your bill, did you ever get back to Dr. Frank Clack to find out what the County Emergency Plan would entail?

**Mr. Robinson:**

For what reason?

**Mrs. Madoff:**

Well, we were going to see how we would dovetail, and whether we were duplicating . . . just to clarify whether we weren't re-inventing the wheel.

**Mr. Robinson:**

No, it was my understanding that my explanation last Wednesday was adequate in terms of indicating that the general framework of the bill provides for dovetailing, provides for the creation of a separate program. It is primarily intended that we have in the City of Pittsburgh a plan which is on file with our government as to how we are going to respond, particularly to those kind of emergencies that occur within our legal boundaries. To that extent I thought it would be inappropriate for me to contact anyone else, that once the Council was created, that the Mayor and chairperson and the other persons would do that. As Mr. Givens suggested we might be duplicating . . . I indicated to him that there is nothing to prevent the City from developing a plan which takes into consideration the others. I am not trying to create work for anybody, I am simply trying to address what I think is the major problem that maybe we are overlooking.

**Mrs. Madoff:**

Are you then saying that the creation of that, once we vote for the body stated, they would then dovetail with the City or any other legislative body?

**Mr. Robinson:**

They have the power, the only mandates that are acting with legislation are that a council be formed and who shall be members, and then that they prepare for us, on a yearly basis and update it, a comprehensive emergency preparedness plan. Beyond that, it is up to the Mayor and the persons who serve on that council to actually produce the substance of what they should do. They could take it upon themselves and create a gigantic mechanism . . . I would assume that they would not. One of the reasons that I wrote the legislation the way that I did was to take into consideration things that are being done on a regional level or a state level, or even on a national level.

**Mrs. Madoff:**

Point of clarification, and I just want to see how you feel about it. On Bill No. 1782, which really is irrelevant except that we are talking about buying water trucks . . . or paying for some trucks for the Water Department I have a communication which I do not know if the other members of Council received from the Water Department, because, as you know, I had asked for an emergency plan of action in case we had another episode like the East End, or if McKeesport occurred where we just don't have any water, the hospitals, I understand St. Francis really had a great problem . . . could we have an emergency plan that we could activate immediately. In the last paragraph of the letter I got, it said, we will write to the Adjunct General. I'm not interested in writing to him when we have an emergency. Of course, I didn't get the letter typed because that gal couldn't take shorthand and I haven't gotten it back. But, what I'm asking on this, would you feel that in the City emergency plan we would then buy our own tankers, that kind of thing would come out of this?

**Mr. Robinson:**

Well, I think that if the Council decides that is what we need, yes. But they may decide that indeed, they are going to hook up with the State. As you noticed there are certain people who are designated to be members of that ccuncil who would automatically be involved in any kind of emergency situation. Both the Mayor and President of Council have the latitude to appoint additional people. Hopefully the Mayor or President of Council would appoint some other department head or some expert on the outside of City Government who they felt could address one of your concerns and also the concerns that other members of Council may have. I think your point is well taken that there are many emergencies and while we can't cover all of them, certainly can we have some sort of plan to move in that direction. If some disaster were to occur we would not be left totally at the mercy of the County, State or Federal Government.

One of the issues I tried to deal with in preparing this legislation was that big is not always best, or better, and that while the County and the State and Federal Government may have fine programs, I think that at some point local units of government have to accept their responsibility for the safety of the people. You can't keep passing it along to other folks and saying "they will determine when we have an emergency" and "they will determine what should be done" particularly in Pittsburgh.

**Mrs. Madoff:**

I really don't disagree, the only thing I am concerned about is that there are certain authorities that sometimes the City doesn't have that you have either through federal government, and allocated to, or designated to the County that we don't have in the City. That was my concern. I think you have answered it that this body would then dovetail with the existing . . . thank you.

**Mr. Givens:**

I would just like on Bill No. 1786, my opening remarks from last Wednesday be incorporated into the minutes.

**MR. GIVENS' REMARKS FROM THE**

Mr. Givens:

I would like to add some words of wisdom and to give you a little background information. The County is now going in for around six hundred and fifty thousand dollars for an emergency control center for the County.

Various committees are set up within the County. The City, in drawing those plans up, should just do it for the City of Pittsburgh. We would not then be tied to the total plan of the County with regard to extraordinary fires, snow accumulations, flooding, medical emergencies or common natural disasters.

We do have people in the City of Pittsburgh who sit on these various committees. In looking at this and talking to people over in the County — if the city needs their own plan, their own plan should maybe have an amendment to the existing County plan. But, we have to watch out for duplication. The City of Pittsburgh should have annex to correlate with the County's master plan.

I think each city and each municipality, in my envision, should have their own plans. Those plans can be annexed into the overall plan. They can have a separate city plan which ties into it.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne: | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1888. Report of the Committee on Lands and Buildings for September 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1754. A Resolution entitled, "Resolution providing for the lease of certain property at South 4th Street and Bingham Street, 17th Ward, from M. Berger Land Co., for a term of one year, at an annual rental of $102,400.00, for storage of Department of Environmental Service vehicles, upon certain terms and conditions; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1755. Resolution amending Resolution #948 approved 8/16/78 for the sale of property in the 27th Ward on Wadlow Street to Helen E., Norbert F., and Thomas R. Bradley to include in the first paragraph sale price of $300.00. All else in Resolution No. 948 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1756. Resolution authorizing the sale of property in the 5th Ward being a 2 story brick house on 16 Davenport Street designated as Block 10-N, Lot 56, to Walter Willis and Ciscelyn Willis, his wife, for the sum of $3,000.00.

Which was read.

Also,

Bill No. 1757. Resolution authorizing the sale of property in the 6th Ward being vacant land on Breckenridge Street designated as Block 10-M, Lots 281 and 301, to Gloria J. Spearman, for the sum of $800.00.

Which was read.

Also,

Bill No. 1758. Resolution authorizing the sale of property in the 6th Ward being four 3 story brick houses on 3036 3038 Brereton Street and 3036-3038 Phelan Way, designated as Block 25-M, Lot 180, to Louis Spartis for the sum of $1,600.00.

Which was read.

Also,

Bill No. 1759. Resolution authorizing the sale of property in the 13th Ward being varant land on Maplewood to Fahnestock Street designated as Block 232-B, Lot 18 and 25, to David Weaver and Connie Weaver, his wife, for the sum of $900.00.

Which was read.

Also,

Bill No. 1760. Resolution authorizing the sale of property in the 13th Ward being a vacant lot in the rear of Brushton Avenue, Block 175-C, Lot 61, to Blue Jay Chrome Products, Inc., for the sum of $1,250.00.

Which was read.

Also,

Bill No. 1761. Resolution authorizing the sale of property in the 15th Ward being a vacant lot on Pauley Street designated as Block 56-S, Lot 255, to Kenneth Hughes, for the sum of $200.00.

Which was read.

Also,

Bill No. 1762. Resolution authorizing the sale of property in the 20th Ward being vacant land on Litchfield Street designated as Block 41-C, Lots 311-312-313, to John P. Pomozzi and Cynthia B. Pomozzi, his wife, for the sum of $1,400.00.

Which was read.

Also,

Bill No. 1763. Resolution authorizing the sale of property in the 27th Ward being vacant land on McClure Avenue designated as Block 75-M, Lots 45-52 and 282, to Joseph T. Nicotra for the sum of $1,600.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mrs. Madoff:**

Regarding Bill No. 1754, that is the rental from M. Berger Land Company . . . I had requested, and I just happened to have bumped into Mr. Berger myself, I know him . . . that Mr. Lally check, and Mr. West was authorized to check with someone about long-term option lease, in other words if we want it later, that we could somehow get a price on it.

**Mr. Lally:**

Yes, I spoke with Mr. Berger on Thursday of last week, Michelle, and at the present time we are looking for a location where we can buy. We have the rental of this particular property for this coming year.

**Mr. Stone:**

It is a temporary, but necessary measure.

**Mr. Lally:**

And, if we only are able to keep three or four extra refuse trucks on the road this year, it will pay for itself.

**Mrs. Madoff:**

Two quick questions on that . . . he told me pretty much the same thing . . . he is not interested in selling the property and that the reason he won't give us a long-term rental is that he has ten acres there and this is too big to break a piece off.

Now, can I ask, and I am being facetious, is $102,400.00 a reasonable kind of break for that size of building?

**Mr. Lally:**

Very reasonable compared with the other prices we have talked about, and other buildings that we have looked at in the City here, it is very reasonable. Plus the fact that they are going to spend anywhere from $70,000 to $100,-000 to renovate the building right now to put in a heating system, which is better for us.

**Mrs. Madoff:**

Then we may be there a couple of years while we are looking?

**Mr. Lally:**

It's possible. Right.

**Mrs. Madoff:**

But, at $102,400.00 I would think that it would be incumbent upon us to look for something to buy and I think you would agree.

**Mr. Lally:**

No question about that.

**Mrs. Madoff:**

Okay, in regard to Bill 1755 and 1756, these are typical examples. Being new to Council, Mr. Perry, where would I see the ads which are advertised for the sale of these . . . of any lots? Where would one look to see the sale of the lots?

**Mr. Stone:**

Under Legal Notices in the newspapers.

**Mrs. Madoff:**

Do Realtors generally look at that because they know to look there?

**Mr. Stone:**

That is in newspapers of general circulation.

**Mrs. Madoff:**

You all know that things on the Legal Notice pages just generally don't catch the public's eye. I never knew they were there and I read the paper cover to cover.

**Mr. Lally:**

Every sale that is here is shown.

**Mrs. Madoff:**

Is it listed as properties for sale in a fine print kind of thing? I'd like to see some of them. I guess that is possible.

Do we get the land appraised by realtors and banks as well?

**Mr. Stone:**

Properties presently being offered is only that it be offered for sale, it will go to the court and at that time people will have the opportunity to bid and it will go to the highest bidder.

Mrs. Madoff:

Mr. Lally told me something, perhaps he didn't understand my question earlier, that when the price is set on the land it is appraised by the City . . .

Mr. Lally:

Yes, appraised by our appraisers.

Mrs. Madoff:

That is what I am asking.

Mr. Stone:

No, we are talking about these properties, it need not have an appraisal yet . . . this is only putting it on the sale block. It then goes to Common Pleas Court at which time there is an auction bid and anyone can bid at that time.

Mrs. Madoff:

Is that the auction that is held here in Council?

Mr. Lally:

No.

Mrs. Madoff:

Excuse me, I didn't mean in this room, in this building where people come and bid on houses that are defunct, and mortgages that are not paid, that is not part of that package is it?

Mr. Lally:

Not as far as a mortgage is concerned.

Mr. Stone:

No, it is not a Treasurer's Sale, or a Sheriff's Sale.

Mrs. Madoff:

The thing that occurs to me is that somebody in a ward that perhaps I may not think of because I don't have a great deal of experience or knowledge about them, but I can tell you what something should bring in the 4th, 7th and 11th, because I am familiar with it and what have you. But, we might say something in the 19th Ward which is a good residential community. Someone says, "Gee there is a lot there, I'd like to buy it, I want $300.00." Somebody goes out and appraises it from the City, and thats I understand what you are telling me. Maybe to a Realtor appraising it, or to a bank appraising it it might bring a great deal more money.

Mr. Stone:

It will bring what the market bears, whoever wants it.

Mrs. Madoff:

Always. But again that affects the . . .

Mr. Stone:

The price we have on it here is not the sale price.

Mr. Lally:

No, the sale price is bid on, it is a bidding process upstairs in the courts.

We have over 2,000 lots for sale in the City Michelle, if you are interested they have a list in the Public Safety Building.

The Chair:

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Mrs. Madoff | (Pres't. Pro tem) |

Ayes 7 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Robinson presented

No. 1889. WHEREAS, Duquesne University is one of the outstanding institutions in the City of Pittsburgh; and

WHEREAS, the contributions of Duquesne University are well documented, and many nationally and internationally acknowledged graduates are significantly contributing to society; and

WHEREAS, this City, the City of Pittsburgh, has been the beneficiary of the tremendous talents, skills and resources of this fine University; and

WHEREAS, the School of Law, School of Music, College of Arts & Sciences and the African Institute are highly respected in the academic and business communities; and

WHEREAS, the Citizens of Pittsburgh are grateful for its achievements and proud of its rich heritage.

NOW, THEREFORE

BE IT RESOLVED that this Council, on behalf of the Citizens of Pittsburgh, does honor and recognize the Holy Ghost Fathers as founders of Duquesne University and honors Duquesne University in the celebration of its Centennial Year.

Which was read.

Mr. Robinson moved for adoption.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Robinson:

As a graduate from Duquesne in Political Science, that is where I got my Masters Degree, I am very honored to introduce this Resolution. Certainly any city that has an institution like Duquesne which has been around for 100 years indeed needs to be proud.

Mr. Givens indicated that all of his children who have gone to college went to Duquesne and that one of his children is presently teaching there, We certainly have a fine heritage in the City from Duquesne University.

There is a member from the staff of Duquesne to receive this gold seal and in making the motion to accept, I would like him to come forward to receive it.

Mr. Caputo:

Mr. President, as part of our Centennial Celebration, Father Ted Hesberg the President of Notre Dame University is currently on campus and is presently delivering a major speech to the University. For that reason Father McNulty the President of Duquesne University was unable to attend today and asked me to appear here on his behalf to express his own personal gratitude and the gratitude of the entire University community for the actions which you have displayed today. Thank you.

Mr. Stone:

Take back the good wishes of this entire Council for all of the contributions that in over 100 years that Duquesne University has given to this City.

Mr. Givens:

It was a beautiful ceremony that Du-

quesne University has had this past Sunday at Epiphany Church where they celebrated a high mass in behalf of their 100th year. Four Bishops, and coming in from South America and Europe and otherwise attended that particular mass to honor Duquesne University and the Holy Cross Priests and Brothers. I think it is really something that we have such a major University within the City of Pittsburgh and to know that all of the people going there and working there. Duquesne University's main theme was to give education to those people who were underpriviledged at one time and could not afford the private colleges and universities back some 100 years ago.

Thank you.

**Mr. Stone:**

Some of us young fellows still remember the Buff Danelli teams too. Thank you very much for attending, and again as I have indicated, take back our good wishes to the University.

Also,

No. 1889. WHEREAS, Pittsburgh has produced numerous sports personalities, outstanding athletes, and internationally recognized champions; and

WHEREAS, World champions and world championship teams are becoming more common in the City of Pittsburgh; and

WHEREAS, the champions and team champions from Pittsburgh are in various and oft time uncommonly known areas; and

WHEREAS, sports, such as Karate and Kickboxing are gaining in international exposure and acceptance; and

WHEREAS, Pittsburgh is the home of the present World Heavyweight Kickboxing Champion Jacquet Leslie Bazemore; and

WHEREAS, Mr. Bazemore has won thirty-five Amatuer Karate Championships and eleven Professional Kickboxing competitions and defeated in professional competition on May 21, 1978, at Cleveland State University, Ross Scott, four years the World Heavyweight Kickboxing Champion; and

WHEREAS, his accomplishments are an inspiration to our youth, a credit to our City and another example of the international importance and stature of Pittsburgh

NOW, THEREFORE,

BE IT RESOLVED that this Council, on behalf of the citizens of Pittsburgh, do recognize and honor the accomplishments and deeds of JACQUET LESLIE BAZEMORE, World Heavyweight Kickboxing Champion.

Which was read.

**Mr. Robinson moved for adoption.**

**Mr. Lally seconded the motion.**

Which motion prevailed.

**Mr. Robinson:**

I would like to indicate that Mr. Bazemore is here . . . as you can see, he is rather a big fellow, if anyone is looking for a bodyguard he certainly has distinguished himself. Some of you may have seen him on T.V. I would like him to come forward to accept this gold seal on behalf of City Council and the citizens of our City.

**Mr. Stone:**

I was going to tell him to take his hat off, but he is too big for me to say that.

**Mr. Bazemore:**

Thank you for recognizing some of my accomplishments, but first of all I would like to say thank you to Mr. Robinson

for bringing it to the attention of some of the important people of Pittsburgh.

Also, about my hat, it was a gift from Mohammed Ali, I trained with him for two months before the fight, so I want everybody to see that it says Mohammed Ali Training Camp. That is the reason I have it on.

**Mr. Stone:**

No one will fight with him either.

**Mr. Bazemore:**

Trying to keep it short, as I said, I appreciate the honor and there is nothing like coming back to your home town and being recognized by people who you have grown up with, people that you have respected, and getting that type of recognition from your home is really appreciated. It is different from going around the world and being known in other parts of the country. But, when you come home it really means something special to you.

I picked up a book my wife gave me this morning and there is a passage in here which says something that I would like to quote, it is very short and modest . . .

"Truth gets plenty of lip service from those whose hearts aren't in it, but if you put your heart in your faith and live it, fewer words are necessary."

With that, I thank all of you. Thank you.

**Mr. Stone:**

Thank you for your appearance and I think your saying is very apropos, particularly in this meeting.

**Mr. Givens:**

There is a particular case pending on the Commonwealth Board of Allegheny County here, the State of Pennsylvania in regards to our Aspinwall properties up there. I would like if the Clerk, on behalf of the Council and the President would send a letter asking the disposition of this particular case that is hold-up development in that particular area at this time. It has been on the docket for some time.

**Mr. Stone:**

Are you asking the court to speed along?

**Mr. Givens:**

I think the case was to be heard in August and I haven't received anything from them. I would like to find out the disposition of that particular case.

**Mr. Stone:**

Well, when it is announced, I think you will hear of it, but they have to bring back a decision and it is printed right afterwards and we should get a copy after that, but right now they are apparently deliberating.

**Mr. Givens:**

Isn't there a time limitation on that?

**Mr. Stone:**

There is a time limit and I think they are still within that limit. They now have, I'm not sure if it applies to that court, but there are some limits in which decisions should come down.

**Mr. Robinson:**

Some time ago I had requested that the Liquor Control Board, Building Inspection and other agencies to come before Council to address our concerns around the over population of bars and taverns. At that time we requested from Superintendent Coll information relative to bars and taverns or individuals requesting the transferrence of liquor licenses.

The Superintendent sent back a letter which it didn't appear to me addressed our concern. He indicated that the requests were too numerous for his department to investigate all of them and that he would send information to us relative to those that he felt, perhaps there was some question on. I would like the City Clerk to send him another letter requesting that he forward to us a copy of the information that is sent directly to him by the Liquor Control Board which lists every request.

I believe Mrs. Madoff's purpose and my purpose was to be able to visually see the requests. Not to encourage the Superintendent of the Department to go in and investigate any individual person. Without that information . . .

**Mr. Stone:**

He would like to have a list at least of those who are pending.

**Mr. Robinson:**

Yes, whether they are going to investigate or not.

**Mrs. Madoff:**

In addition to that, we were to get the dollar figure from the Liquor Control Board as to the amount of dollars that they give the City to help pay for police enforcement.

**Mr. Stone:**

Say that again.

**Mrs. Madoff:**

The Liquor Control Board told us that part of their licensing fees goes to offset the cost of policing the bars. I want to know the dollar figure.

**Mr. Stone:**

Thats new to me.

**Mr. Lally:**

That is what they said Bob.

**Mrs. Madof:**

I don't have 20/20 vision, but I have 20/20 hearing.

And, may I mention that I have had numerous calls and letters, from People's Oakland and other sources thanking me for raising the issue and thanking Mr. Robinson for raising the situation of the bars and that they are greatly concerned. As a matter of fact, I got a call asking me to go to a court hearing about a bar in Oakland.

**Mr. Lally:**

That was last Friday.

**Mrs. Madoff:**

Yes, but I had a very importnat meeting at 1:30 and I couldn't make it, but I asked them to brief me on what did happen at that lawsuit.

**Mr. Stone:**

Mike, so carry that request.

**Mrs. Madoff:**

Another matter, in the minutes on page 646 and 647, I had raised the question of having the Grandview Platform, let's go back to the bill. Page 646, Bill No. 1651 . . .

**Mr. Stone:**

Pardon me, I just want to know where I am before we go . . . if you are going to go into the minutes, let me move out of the Motions and Resolutions . . .

**Mrs. Madoff:**

No, but I want a resolution, that is

why I am referring to it. This is not a correction in the minutes.

On page 646 where they refer to Bill No. 1651 . . . "providing for a contract or contracts for the repair of the Grandview Avenue Observation Platform and providing for the payment of the cost thereof by increasing the authorization to $18,800.00."

I subsequently learned after this meeting from a very informed source named Michael Perry, he is probably the only one in this community that knows that these platforms do have names. One is the Fagan Platform, I don't know the others . . .

**Mr. Robinson:**

One is Gallagher and one is Jones . . .

**Mrs. Madoff:**

Two informed people . . . I had suggested that perhaps the Heinz, the U. S. Steel, or the Jones and Laughlin . . . that somebody would put up a plaque and absorb that cost, because again, with at $400,000, $18,000 . . . I think that industry in this community takes some pride in making contributions and with a plaque on their name, what is it, a name on the door rates a Bigelow on the floor? I think we might be able to get them to subsidize these observation towers.

I asked about that, was that to go to the Public Works Department? Who would handle that kind of a request? Would it be in Parks and Recreation, would it be Public Works? Who would make the overature to the industry? Or would it be a member of Council?

**Mr. Lally:**

That would be Parks, that bill is in Parks.

**Mrs. Madoff:**

Well, would it be fitting that Council members send letters, maybe to the Chamber of Commerce asking them to pursue having some of the industries take them on as projects, putting their name on to relieve the City of the obligation?

**Mr. Stone:**

I think that is the Mayor's program already which he began from what I've read in the newspapers.

**Mrs. Masloff:**

Mr. Chairman, what do we do with the plaques that are already there for Mr. Jones and Mr. Gallagher and Mr. Fagan?

**Mrs. Madoff:**

The same thing that we do with streets that are renamed all the time . . . get a new war you get a new street renamed.

**Mr. Stone:**

I for one would be opposed to that kind of thing. If two people had served well as these two people have, for money, I don't think we can take away and diminish the work that they earned through their service. That is why they were put there. You can't just by a brush or a couple dollars wipe out that respect. I would not see fit to do that myself at least.

Whether there should be a plaque on there, I think that should be a City responsibility. You are talking about a general situation of asking the corporate community to participate and I think the Mayor has kind of started that kind of program. While I have some reservations where that might go where we start seeing labels all over everything. He has begun it already and we'll see where that goes.

**Mrs. Madoff:**

Well, the other approach might be to

keep the names. I'm saying I'm not saying this is the way it should be done, I'm only hoping to put an idea forth that might save our taxpayers some money. Perhaps we could keep the same Jones Observation Tower maintaind by the Duquesne Light . . . well, that would be our money . . . by Westinghouse or J&L or Gulf Oil.

**Mr. Lally:**

Mr. Chairman, Mr. Gallagher served as a Mayor of this City, Mr. Jones was the first black Councilman in this city and also Mr. Fagan was the President of Council and served this Council very faithfully, so I think it would be a dishonor to them to take their names from these platforms.

**Mrs. Madoff:**

But, I don't think they would be offended if they were subsidized and maintained by . . .

**Mr. Lally:**

They are all dead Michelle at the present.

**Mrs. Madoff:**

I realize that, but I am saying that I still think that somebody has to pay for the maintenance of those observation towers and they probably would be kept with greater dignity and kept in better condition if a corporation undertook that as a project.

**Mr. Lally:**

Let the corporations build us a couple more, we'll name them after the corporation.

**Mrs. Madoff:**

But who is going to pay for these, the taxpayers?

**Mr. Stone:**

I don't think that is the problem. The bill is already passed, and the money is there and they are on their way to do it.

**Mrs. Madoff:**

But, we were arguing the other day about a $2,500.00 letter opener for the Treasurer's Department and here we have $18,000. and $400,000 for the Zoo, I think our priority is a little out of whack.

I don't mean to demean the honor that should rightfully go to these people, I think Mr. Lally's point is well taken, I think you have a greater knowledge of the history of these people and I respect that. I'm just saying why not be innovative, why not ask whether some industry would be willing, whether Council as a body would ask if these industries would take pride in helping us to maintain these and absorb the cost, I don't see anything wrong with that.

**Mr. Stone:**

So noted.

**Mr. Lally** moved for approval of the minutes of Monday, September 18, 1978.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

**Mr. Lally** moved to excuse the absent members.

**Mrs. Masloff** seconded the motion.

Which motion prevailed.

**Mr. Lally** moved to adjourn this meeting and meet again next Tuesday, October 10, 1978 at 10:00 A.M.

**Mr. Coyne** seconded the motion,

Which motion prevailed.

And on motion of **Mr. Robinson**

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, October 10, 1978 No. 39



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Tuesday, October 10, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | Pres't |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 1891. Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of One Thousand Two Hundred ($1,200.00) Dollars, in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Chartiers Creek Bridge No. 1, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1892. Resolution repealing Ordinance No. 328, approved June 25, 1973, effective June 28, 1973, entitled, "An Ordinance providing for a Contract or Contracts for the rehabilitation of the North Lang Avenue Footbridge over Penn Central Railroad, and other work incidental thereto; and providing for the payment of the cost thereof."

Also

No. 1893. Resolution repealing Resolution No. 638, approved August 9, 1976, effective August 18, 1976, entitled "Providing for a Contract or Contracts for the rehabilitation of the Anderson Bridge at the Boulevard of the Allies (PW 76-17); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Also

No. 1894. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional

Engineering Services in connection with the inspection and design for the rehabilitation of the Charles Anderson Memorial Bridge at the Boulevard of the Allies (PW 76-17); providing for the payment of costs thereof; and providing for a reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 1895. Resolution providing for a Contract or Contracts for the replacement of the Herron Avenue Bridge, PW 78-13; and providing for the payment of costs thereof.

Also

No. 1896. Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 599, effective June 7, 1978, as amended by Resolution No. 977, effective August 31, 1978, entitled "Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Fund"; by redefining projects authorized and reallocating funds.

Also

No. 1897. Communication form John E. Ruff, Director, Department of Public Works, requesting interim approval of payment of $427.00 for construction of wire mesh partition at Radio Communications Building. Funds are available in Bond Fund 229-116, Capital Construction Division, Miscellaneous Services, Department of Public Works.

Also

No. 1898. Communication from John E. Ruff, Director, Department of Public Works, requesting interim approval of payment of $685.00 for installation of Gravel Stops at Radio Communications Building. Funds are available in Bond Fund 229-116, Capital Construction Division, Miscellaneous Services, Department of Public Works.

Also

No. 1899. Petiton from residents of Sandusky Street requesting a hearing before City Council to determine why Sandusky Street from North Avenue to Hemlock Street has been delayed in its scheduled construction for 1978.

Which were severally read and referred to the Committee on Public Works.

Also

No. 1900. Resolution providing for the purchase from Roy W. Kurtz, Executor for the Estate of Anna Kurtz, deceased, for the public sewer purposes in lieu of condemnation, certain property of the Estate of Anna Kurtz, deceased, at the intersection of Fairhaven Road and Saw Mill Run Boulevard in the Thirty-Second Ward of the City of Pittsburgh and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

Mr. Givens presented

No. 1901. Resolution approving the entering into an Agreement by and between Urban Redevelopment Authority of Pittsburgh and Charles E. Davis Construction Co., Inc., in which Urban Redevelopment Authority of Pittsburgh provides the difference between the market value and the certified development cost for housing to be constructed in the Eleventh Ward of the City of Pittsburgh.

Also

No. 1902. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jerome J. Gnipp and Maureen Gnipp for the sale of Parcel 12C in the Twenty-Eighth

Ward of the City of Pittsburgh in part of Redevelopment Area No. 24.

Also

No. 1903. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Clyde Battles for the sale of Parcels 103 and 104 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1904. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Steven Paul Roberts for the sale of Block 23J in the Twenty-Fifth Ward of the City of Pittsburgh.

Which were severally read and referred to the Committee on Planning, Housing and Development.

**Mr. Givens:**

Mr. President, if I might ask the Chief Clerk, the legislation that was introduced doesn't list the number of feet, so I don't know the actual size of the parcel. I told URA not to send it unless they had the total information, the total cost, etc., because I want an idea of what this parcel is going for.

I hope Mr. Perry would hold it until they comply with Council's request. Otherwise, we don't know what the total amount is.

**Mr. Perry:**

It may be in the body of the resolution or in the letter.

**Mr. Givens:**

I don't know. I think they have some problems, but I can't pass on something if I don't know what the square footage and the total cost are.

**Mrs. Madoff:**

I am very supportive of what Mr. Givens just said. This came up this morning where there were a number of bills that were introduced and Mr. Perry was kind enough to sit down with me and go over these resolutions as they were introduced. We really have only four or five days and frequently I don't recognize these bills as they are approved and as a result, I have not had the chance to review them. There were two on Wednesday that I had approved without reviewing because I didn't have any information. The information we receive today is entirely different to the two prior Mondays. Therefore, I would like to have not only the information always in the resolution, but the square footage and the total cost as well. I would also like to know if there is some grading, A, B, C, etc., for properties or are we dealing with a good leveled lot, are we dealing with primary areas? We have no information unless we go out and look at the piece or property ourselves.

**Mr. Givens:**

The FHA and VA approve these, so I am not worried about that. What I am concerned about is the fact that we are not getting the total information and I think it should be looked into.

**Mrs. Madoff:**

I think part of the total information is some kind of evaluation. Maybe if we get an opinion from the department as to what we feel this type of property is.

**Mr. Givens:**

This is my responsibility as Chairman of the Committee on Planning, Housing and Development. I had looked into it but failed to get a response.

**Mrs. Madoff:**

I have a good one for you . . .

Mr. Lally:

This is my Committee — Lands and Buildings. Dick is another Committee. These are city properties you are talking about.

Mrs. Madoff:

I would like to look at URA and HUD properties.

Mr. Givens:

I challenge you to go out and look at them.

Mrs. Madoff:

I will.

Mr. Lally presented

No. 1905. Resolution providing for a License to Duquesne Light Company for the installation of an underground electrical system on City property, Freeport Road, 12th Ward.

Also

No. 1906. Resolution repealing Resolution No. 407, approved 6/11/76 for property in the 4th Ward on Wakefield Street. Purchasers have failed to comply with agreement of sale and hand money in the amount of $100.00 is to be forfeited for Andrew J. Udit and Rose J. Udit.

Also

No. 1907. Resolution repealing Resolution No. 177, approved 2/24/78 authorizing the sale of property in the 10th Ward in the rear of Rosecrest Place, Block 81-M, Lot 272, former owner redeemed property during process of sale. Hand money of $600.00 will be returned by the Department of Lands and Buildings to Anthony Phillips, Jr. and Deborah J. Phillips, his wife.

Also

No. 1908. Resolution repealing Resolution No. 954, approved 10/5/77 for the sale of property in the 13th Ward on Chaucer Street a 2½ story frame house to Donna J. Kemp. Purchaser failed to comply with agreement of sale. Hand money in the amount of $100.00 will be forfeited.

Also

No. 1909. Resolution repealing Resolution No. 1316, approved 12/30/77 for property in the 32nd Ward on Whited Street changing the sale act from 514 of 1947 to Act 787 of 1937.

Also

No. 1910. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on McClarren Street designated as Block 10-K, Lot 354, to Roland Spencer and Emmel Spencer, his wife, for the sum of $200.00.

Also

No. 1911. Resolution authorizing the sale of property in the 5th Ward being vacant land on Brackenridge Street designated as Block 10-R, Lot 4 and 6, to The Church of God in Christ, Gordon E. Vaughn, Bishop, for the sum of $400.00.

Also

No. 1912. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Dresden Way, designated as Block 119-S, Lot 102, to John P. Rosarius and Arlene M. Rosarius, his wife, for the sum of $500.00.

Also

No. 1913. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Joseph Street designated as Block 124-F, Lot 195, to Richard L. Craddock for the sum of $500.00.

Also

No. 1914. Resolution authorizing the sale of property in the 12th Ward being a 2 story brick house on 6569 Ladson Street designated as Block 125-C, Lot 39, to William Page and Charlotte Page, his wife, for the sum of $700.00.

Also

No. 1915. Resolution authorizing the sale of property in the 26th Ward being vacant land on Leland Avenue corner of Mayfield Street designated as Block 77-P, Lot 239, to Edward Gray, and Anna Lee Gray, his wife, for the sum of $500.00.

Also

No. 1916. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Ladoga Street near Weller Street designated as Block 70-H, Lot 85, to Kronz Builders, Inc., for the sum of $2,200.00.

Also

No. 1917. Resolution authorizing the sale of property in the 31st Ward being vacant land on S. Circle Avenue designated as Block 134-B, Lot 183, 187, to Raymond H. Melzer and Dorothy A. Melzer, his wife, for the sum of $300.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Madoff presented

No. 1918. Resolution amending Resolution No. 532, approved May 22, 1978, entitled, "Providing for the letting of a contract for the furnishing and delivery of Utility Vehicles for the Distribution Division, Department of Water and for the payment thereof", by increasing the appropriation by $1,000.00.

Which was read and referred to the Committee on Water.

Mrs. Masloff presented

No. 1919. Resolution authorizing issuance of a warrant in favor of Tedco Construction Company in the amount of $5,619.77 in payment for work performed at Banksville Pool furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 1920. Resolution authorizing issuance of a warrant in favor of Joseph DeIulIis Construction Company in the amount of $10,510.24 in payment for work performed at Schenley Park Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Mr. Robinson presented

No. 1921. An Ordinance amending Ordinance No. 148, approved April 8, 1968, as amended by Ordinance No. 115, approved March 13, 1969, entitled, "An Ordinance providing for the letting of contracts relating to affairs of the City of Pittsburgh and repealing certain prior ordinances", by altering the bid bond and performance bond requirements.

Also

No. 1922. Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of Carpeting, etc., for the Office of City Council, and for the payment thereof.

Also

No. 1923. Resolution providing for the letting of a contract or contracts for a term of three (3) years for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacement of lamps and sale of lamps

to the City of Pittsburgh and providing for the payment of the costs thereof.

Also

No. 1924. Resolution providing for the letting of a contract or contracts for a term of three (3) years for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the City, and providing for the payment of the costs thereof.

Also

No. 1925. Resolution providing for the letting of a contract, contracts, or use of existing contracts for the furnishing and delivery of a Copy Machine, for the Department of Supplies, to be used by the Department of Police, and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 1926. Resolution amending Resolution No. 804 approved August 15, 1977 entitled "Providing for an Agreement or Agreements with the School District of the City of Pittsburgh for the implementation of the Comprehensive Employment and Training Act Title II as amended, and providing for the payment of the cost thereof."

Also

No. 1927. Communication from John E. McGrady, City Controller, requesting permission for Joseph T. Ware, Materials Inspector, Department of City Controller to travel to Kenvil, New Jersey, November 8-10, 1978, for inspection of fire hose, also requesting use of city vehicle for same. Total cost not to exceed $250.00 chargeable to Code Account 1052, Inspections.

Also

No. 1928. Communication from John E. McAllister, Manager, City Information Systems, requesting permission for four (4) City Information Systems staff members to attend Municipal Finance Officers Association Government Auditor Seminar, Pittsburgh, Pa., October 17, 1978, at a cost not to exceed $100.00, payable from Code Account 1043, Miscellaneous Services, City Information Systems.

Also

No. 1929. Communication from Mead J. Mulvihill, City Solicitor, requesting permission for Assistant City Solicitor Alan J. Bouffard to attend Pennsylvania Bar Institute Seminar on Municipal Law, Pittsburgh, Pa., November 1, 1978, at cost not to exceed $44.00, payable from Code Account 1075, Miscellaneous Services, Department of Law.

Also

No. 1930. Communication from Mead J. Mulvihill, City Solicitor, submitting report of summarizes ssettlements of Claims not exceeding $500.00 for the Third Quarter of 1978.

Also

No. 1931. Communication from Charles W. Strong, Executive Director, Public Auditorium Authority of Pittsburgh and Allegheny County, submitting Audited Report for the fiscal year ending June 30, 1978.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1932. Report of the Committee on Finance for October 4, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1527. A Resolution entitled, "Resolution repealing Resolution No. 391 appoved April 3, 1978, providing for the issuance of a warrant in favor of On-Line Systems in the amount of $5,134.15, reimbursement for computer services rendered to the CETA program without previous authority of law."

Which was read.

Also,

Bill No. 1783. A Resolution entitled, "Resolution transferring the sum of One Hundred Seven Thousand ($107,000) Dollars from Code Account No. 1154, Motorized Equipment, Bureau of Automotive Equipment, Department of Supplies to the following code accounts as indicated; $27,000.00 to Code Account No. 1150, Outside Repairs — Contract, Bureau of Automotive Equipment, $50,000.00 to Code Account No. 1148, Automotive Parts, Bureau of Automotive Equipment, and $30,000.00 to Code Account No. 1128, Miscellaneous Services, General Office, Department of Supplies."

Which was read.

Also,

Bill No. 1798. A Resolution entitled, "Resolution transferring the total sum of $61,000.00 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police to the following Accounts: Code Account No. 1447, Miscellaneous Services, $60,000.00; Code Account No. 1451, Repairs, $1,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1799. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Levinson Steel Company in the amount of $8,176.72 in payment for the purchase of steel plates in connection with the emergency repair of Pennsylvania Avenue Bridge and providing for the payment thereof."

Which was read.

Also,

Bill No. 1800. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Golden Triangle Construction Company, Incorporated, in the amount of Eighteen Thousand Seven Hundred Eighty-Two Dollars and Eighty Cents ($18,782.80), in payment for Extra Work furnished for the benefit of the City in connection with the Site Preparation — Contract No. 1 — Glen Hazel Heights; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1801. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of One Thousand Eight Hundred ($1,800.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Chartiers

Creek Bridge No. 1, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1808. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Gilbert S. Solomon, Esq., in the amount of $140.00, in payment for professional services rendered to the Council of the City of Pittsburgh, without previous authority of law."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes one
(Mrs. Madoff voting no)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1809. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of GAF Corporation, in the amount of $353.05 in payment for parts of Ozalid machine furnished for the benefit of the City in connection with reproduction of maps and providing for payment thereof.

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1826. A Resolution entitled, "Resolution transferring $175,000.00 from and to Code Accounts within the Department of Water."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1828. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Hanlon Electric Company in the amount of $2,533.00 in payment for work performed at Schenley Park Swimming Pool, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 1829. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Allison Park Landscaping in the amount of $3,096.00 in payment for work performed at Abel-Long Playground, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1830. A Resolution entitled, "Resolution transferring the amount of $10,000.00 to Code Account 1851-1, Premium Pay from Code Account 1850, Salaries, Regular Employess, all within the Zoological Park Commission."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1839. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge in the amount of $261.75, reimbursement for court reporting services rendered to the CETA program without previous authority of law."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1840. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the United States of America Equal Employment Opportunity Commission for a grant or grants in connection with Deferral of Employment Discrimination Charges, EEOC-706 Project; providing for the execution of a Grant Contract or Contracts and for the filing of requisitions and other data; approving the EEOC-706 Project; providing for required assurances; maintaining a Special Trust Fund in connection with the Project; and providing for the deposit of the funds in a bank account."

Which was read.

Also,

Bill No. 1841. A Resolution entitled, "Resolution authorizing and directing the City Controller to create a Special Trust Account for the Comprehensive Employment and Training Act Employment Opportunities Pilot Project. Said Trust Fund shall be designated CETA Trust Fund—EOP into which account there shall be deposited any and all United States Department of Labor Grant funds, together with such local funds as may be required."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Givens:**

Regarding Bill No. 1841, I would like my remarks from last Wednesday's meeting incorporated into the minutes.

MR. GIVEN'S REMARKS FROM WEDNESDAY, OCTOBER 4, 1978:

My feelings on this, and I think Michelle expressed the same . . . on the whole we have to set up a good program for duplicating what has already transpired in the CETA Program, namely, to put people in good jobs. I have heard of people who are on the CETA

Program working on re-production machines and getting all the worst jobs without any in-house training whatsoever. I think this is unfair on the CETA employees themselves. I am not against it, I am for it, but I want it to be administered the way the Federal Government so desires. This is what the President and Members of Council advocated — we have to do something about our existing CETA Program, if not, we are going to lose it because we are not supporting this.

If you have a month to work on it, I will be more than happy to go along with this legislation and to see how you are going to implement this. If they go to a private sector, I don't think I have to worry about them because they are working at the minimum wages. Again, they are going to be split out of work and not receiving the training. What concerns me most of all, if they go into the non-private corporations and there is no training scheduled, therefore they can't work and I don't want them to have to do this.

**Mr. Robinson:**

Regarding Bill No. 1841, I would also like my remarks from last Wednesday's meeting incorporated into the minutes.

MR. ROBINSON'S REMARKS FROM WEDNESDAY, OCTOBER 4, 1978:

**Mr. Robinson:**

How many people do you anticipate hiring?

**Ms. Smith**

Our budget to EOP provides for an assistant director or directors, two planners, a systems analyst, a BES representative, Department of Welfare representative and perhaps staff personnel from the Governor's Office to help facilitate all of the different sections and clerical personnel.

**Mr. Robinson:**

So we will not be hiring any welfare recipients, who are working? Could we take people on our present staff and shift them in the budget, is that possible?

**Ms. Smith**

The CETA planning staff is funded by CETA anywhere that it will continue to go on.

**Mr. Robinson:**

The people who already have a job, are they the ones that are going to get it? For example, I have noticed a lot of our specifications for jobs, one of which requires that you be a present City employee.

**Ms. Smith**

That is correct.

**Mr. Robinson:**

You mean if they have two jobs you have to exclude certain people? I want to know if we are going to be taking people who are employed by the City of Pittsburgh and spreading this $380,000 to allow them to plan a program, that's all.

**Ms. Smith**

The $380,000 is a planning grant; it is to hire the planning staff and to pay for whatever studies or research that is needed to be done during the planning phase to get the program ready 12 months later.

**Mr. Robinson:**

I have two more concerns. One, would you please forward to this Council a list of every employee in your department that is on CETA or on the city payroll. I think there is a question here that has to be addressed. Secondly, I would like to know whether or not we are going to hire or anticipate hiring anyone who is

presently working under Civil Service in this program. That is all I have to say.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Coyne presented**

No. 1933. Report of the Committee on Public Works for October 4, 1978, transmitting one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1802. A Resolution entitled, "Resolution authorizing the lending of racoon and cat cages by the Department of Environmental Services for animal control use, requiring deposits therefor, creating a special trust fund for such deposits, providing for the disposition of funds deposited, and repealing Resolution No. 833 of 1978."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Givens presented**

No. 1934. Report of the Committee on Planning, Housing and Development, transmitting one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1318. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 16 by changing from "R4". "M2", and "M3" Districts to "RP" District all that certain property bounded by: Penn Avenue; Lots No. 2 and 1 in the Revised East End Middle School Plan of Subdivision approved by the Planning Commission June 27, 1978; Marchand Street; Lot Numbered 42, Block 84-M in the Allegheny County Block and Lot System; Kaufman Way; Lot Numbered 42, Block 84-M in the aforesaid system; Aurelia Street; Lots No. 4-A and 4 in the aforesaid Plan of Subdivision, 7th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Yes, Mr. President, there was discussion last week in regard to this bill and making amendments to it. There is a letter here from the Urban Design Association signed by Frederick C. Watts and I would like to incorporate this into today's minutes.

5 October 1978

Councilman Richard Givens
City Council of the City of Pgh.
Rm. 510 City County Bldg.
Pittsburgh, PA 15219

Re: "RP" Application No. 61
LUC File No. B-479
Council Bill No. 1318 (78)

Dear Mr. Givens:

We are herewith submitting a site plan for "Shadyside Estates" dated 5 October 1978 as a revision to our plan dated 16 August 1978. This plan was an exhibit to the subject legislation for a Planned Unit Development heard in Council on 12 September 1978.

This version, in response to testimony given by Mrs. Tobin on 12 September 1978, provides a 12 ft. side yard adjacent to existing Aurelia St. properties and a reduction of the number of dwelling units in this area from 12 to 9. Total unit count for the project will remain at 215, the additional apartments being absorbed into the condominium apartment complex.

Very truly yours,
Frederick C. Watts, Associate
URBAN DESIGN ASSOCIATES
For Barry Hall, Developer
Agreed: Barry Hall, Developer

UDA/g

There was a compromise between the developer Barry Hall, who has also signed this agreement and Mrs. Tobin, the property owner, surrounding the particular development. They are all in agreement right now and I would like to make mention of Burton Ascheim who is here in the audience. I felt he did a tremendous public service in helping this particular woman and her 81 year old aunt.

**The Chair:**

If I can recall, Mr. Lally had some reservations.

**Mr. Lally:**

Yes, Mr. Chairman. I'm hoping Mr. Givens has resolved the problems we had here.

**Mrs. Madoff:**

Could Mr. Ascheim have a copy of today's minutes?

**Mr. Givens:**

Yes.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Robinson presented**

No. 1935. Report of the Committee on Supplies for October 4, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1784. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of a Mail Opener, for the Department of Supplies, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Robinson:**

Discussion Mr. President. As you know I held this bill until I did some investigation and while I believe that the Treasurer's Department probably needs this piece of equipment, I think Council should be aware there is a question as to whether or not items that are loaned or lent to the City for any period of time for demonstration has quite often put us in a position where we are denying other people the competition. The chance to compete or the item loaned to us for two or three months is the exact item that we purchase. There are legal questions as to what extent we can accept items on loan or items that can be given to us free and I plan to explore that further with the Legal Department and the Director of the Department of Supplies. I thought I should mention that in passing this piece of legislation, but I think it can be handled in another manner.

**Mrs. Madoff:**

Your point is well taken. We get locked into something that is used, and I think he brought out an extremely valid point.

**The Chair:**

I am sure we are using the regular equipment, but this is something that we run into.

**Mr. Robinson:**

They have some previous equipment down there and really can't do the job so they went out and purchased a much better piece to do the job.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff presented**

No. 1936. Report of the Committee on Parks and Recreation for October 4, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1831. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment for tennis court lighting and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1832. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for furnishing and placing electrical equipment for relighting courts and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1833. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for installing new electric services to Banksville and Schenley Swimming Pools and providing for the payment of the cost thereoof."

Which was read.

Also,

Bill No. 1834. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing Community Development contracts for furnishing and installing electrical equipment and lighting for park and recreational purposes and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1835. A Resolution entitled, "Resolution amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 597 effective June 7, 1978, entitled: 'Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds;' by increasing funds for two projects within the Department of Parks and Recreatios."

Which was read.

Also,

Bill No. 1836. A Resolution entitled, "Resolution amending Ordinance No. 204, approved April 25, 1975, entitled: 'Providing for a contract or contracts for the installation of fencing at various locations in the Department of Parks and Recreation and providing for the payment of the cost thereof.' by decreasing the authorization."

Which was read.

Also,

Bill No. 1837. A Resolution entitled, "Resolution amending Resolution No. 889, effective August 14, 1978, entitled: 'Amending Resolution No. 980 effective December 23, 1976, entitled: "Providing for a contract or contracts or the use of existing contracts for the renovation of the Homewood Senior Citizen Center, 7321 Frankstown Ave., 13th Ward, at a cost not to exceed $88,000.00 in the Department of Parks and Recreation" by decreasing the authorization to $87,-477.60' by decreasing the authorization to $86,833.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 1937. Report of the Committee on Lands and Buildings for October 4, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1810. Resolution repealing Resolution No. 958, approved 10/5/77 for the sale of property in the 20th Ward on Canopolis Street as the title is defective. Hand money in the amount of $100.00 will be returned to Maurice K. and Laura J. Gibson by the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 1811. Resolution authorizing the sale of property in the 3rd Ward being a vacant lot on Arcena Street designated as Block 9-M, Lot 140, to Steve B. Thomas & Beverly D. Thomas, his wife for the sum of $450.00.

Which was read.

Also,

Bill No. 1812. Resolution authorizing the sale of property in the 3rd Ward being a 2 story Stone House on Dinwiddie Street designated as Block 11-A, Lot 196, to Elizabeth J. Bretzin, for the sum of $750.00.

Which was read.

Also,

Bill No. 1813. Resolution authorizing the sale of property in the 5th Ward being vacant land on Erin Street designated as Block 10-N, Lot 24, to Jane Herring for the sum of $600.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 1814. Resolution authorizing the sale of property in the 5th Ward being vacant land on Vera Street designated as Block 10-M, Lots 272, 274 and Block 10-S, Lots 27, 36, 37, to Gloria J. Spearman, for the sum of $400.00.

Which was read.

**Mr. Stone:**

Mr. President, if I may, on Bill No. 1814, my request is that we send that one back into committee. We are dealing with roughly 400 by 100 and it seems to be pretty heavy. I can't tell exactly.

**Mr. Lally:**

Councilperson Madoff requested the same. I was going to refer that back.

**Mr. Stone:**

Send it back to the committee.

**Mrs. Madoff:**

Mr. President, I would like to request that Mr. Perry see that Council Members, and I personally would like to be supplied with a list on the sale and the date of sale. In other words, so we know which ones come up for bid. I would like to be provided with that date, time, place and details. If I want to go to the meeting, I can follow through because I have the information with me. I am going to start looking at these resolutions.

**The Chair:**

Mrs. Madoff, we went through this before with Councilman Lucchino and found out that some of these properties that were for sale, anybody in their right mind wouldn't buy. I can see your reasons, but when you look at the property you will find out differently.

**Mr. Lally:**

Mr. Chairman, I think Mrs. Madoff was requesting that she be notified when the sale goes on so she will be aware of it.

In this particular bill, our assessment price was $1,500. There are a number of other lots there and they are not in order. I will hold it for two weeks.

**Mr. Stone:**

One week.

**Mrs. Madoff:**

At the Mayor's meeting this morning, this subject came up and I pointed out years ago that I purchased a lot myself because it was an over-the-hill lot. I think I purchased it for $5,000 and to this date I haven't used it. It is probably worthless now, but there are no lots in the City. I would still like to look at them.

**Mr. Lally:**

I don't think you would.

Mr. Lally moved that Bill No. 1814 be recommitted to the Committee on Lands and Buildings.

Mr. Stone seconded the motion.

Which motion prevailed.

Also,

Bill No. 1815. Resolution authorizing the sale of property in the 6th Ward being vacant land on Brererton Street designated as Block 25-R, Lots 45, 51, 55, to Samuel L. and Paula E. Howard, his wife, for the sum of $2,750.00.

Which was read.

Also,

Bill No. 1816. Resolution authorizing the sale of property in the 10th Ward being a 2 story brick house on 5337 Brown Way designated as Block 50-M, Lot 16-A, to John P. Walsh, Sr. for the sum of $850.00.

Which was read.

Also

Bill No. 1817. Resolution authorizing the sale of property in the 12th Ward being a lot on Lincoln Avenue, desig-

nated as Block 173-J, Lot 208, to Prophet Noble Drew Ali, Reincarnated, T. Allen Bey, Divine Minister, for the sum of $760.00.

Which was read.

Also,

Bill No. 1818. Resolution authorizing the sale of property in the 13th Ward being a 2 story brick double house on 7412-14 Tioga Street Block 175-B, Lot 107, to Douglas Design Supply Inc., for the sum of $1,500.00.

Which was read.

Also,

Bill No. 1819. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Starkamp Avenue, Block 96-A, Lot 24, to Peter William Hatzidakis and Darline P. Hatzidakis, his wife for the sum of $700.00.

Which was read.

Also,

Bill No. 1821. Resolution authorizing the sale of property in the 21st Ward being a vacant lot on Goebel Street designated as Block 7-G, Lot 51, to Daisy M. Cunningham for the sum of $150.00.

Which was read.

Also,

Bill No. 1822. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Sandusky Street designated as Block 23-G, Lot 138, to Arthur P. Ziegler for the sum of $150.00.

Which was read.

Also,

Bill No. 1823. Resolution authorizing the sale of property in the 31st Ward being a vacant lot on Beechland Street designated as Block 134-H, Lot 40 to Herman A. King and Gloria J. King, his wife, for the sum of $500.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mrs. Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

Bill No. 1938. WHEREAS, Central Catholic High School throughout the years has earned a highly respected reputation as one of the finest institutions of secondary education in the City of Pittsburgh, and

WHEREAS, the faculty, both brothers and lay teachers, have given and continue to give personal guidance, academic direction, and strong moral leadership to the student body, and

WHEREAS, the alumi of Central Catholic have contributed a great deal to our City in the areas of government, pro-

fessional service, and in the field of athletics, and

WHEREAS, this alumni, through generous donations and efforts have sustained Central Catholic High School since 1927, establishing a tradition of support and concern for their illustrious alma mater;

NOW THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh does hereby congratulate Central Catholic High School and its alumni for their continuing contribution to Pittsburgh as exemplified in the construction of its new Physical Education Building, dedicated as Alumni Hall.

Which was read.

**Mr. Givens:**

I move for adoption.

**Mr. Lally:**

I second the motion.

Which motion prevailed.

**Mrs. Madoff:**

I would like to make a motion. On the bills in the future I would like to be known as Michelle Madoff instead of Ms. Madoff or Mrs. Madoff. It is very confusing and to avoid the confusion, I would like to be addressed as Michelle. Thank you.

**Mr. Robinson:**

Mr. President, if we are finished, I'd like to share with Council briefly, a letter that was sent to the city employees and dated July 11, 1978 in reference to multiple employment being prohibited under Section 707 of the City Charter.

On being a Member of Council at the time that Mr. Mead Mulvihill, Ms. Melanie Smith and Mr. Dave Matter came before Council to discuss this issue in reference to an employee who had been terminated prior to the notice being sent out but subject to Section 707, I'd like the City Clerk to send a letter to Mr. Matter with copies going to Ms. Smith and Mr. Mulvihill, requesting that Council be given the names and prior employment status of persons who were terminated subject to their notice. It indicates that anyone who does not exercise their option to either work with the City or governmental agency has seven days, and if they don't take appropriate steps within that period of time, some action will be taken by the City as far as termination is concerned. That's the first matter. The reason I bring it up again is, at the time I indicated we have quite a few employees in the City of Pittsburgh and there were no facts presented at that point to indicate how many persons might be in the position of multiple employment. Mr. Matter said he would be willing to share the names of any persons who were to terminated.

The second item relates to the Department of Public Works. About a few weeks ago Council forwarded a letter to Mr. Ruff requesting an update on the snow removal program. I would like to have another notice sent to him from the City Clerk indicating along with the update could he please list all of the snow removal equipment that is under his jurisdiction of the Department of Public Works, or which is assigned to the Department of Public Works. This request is made in part due to my continuing interest in finding our snow plows. Also, that we have an idea of the kind of equipment we have for next year. One of the problems that was raised earlier this year when we had a lot of snow was that some of the equipment that was being used to haul cinders and salt was not purchased for that purpose and in the process the equipment was breaking down because it was over loaded — used for the wrong purpose. I'd like to know in preparation for the winter if we have adequate equipment for snow removal and also all items that are under his jurisdiction.

**Mrs. Madoff:**

In line with that, you may recall from the media last year that there was a problem with snow being dumped in the rivers. In a ruling from the Legal Department here it was that according to the Department of Environmental Resources, against the law to dump the snow into the river — because, I think the salt accumulates and it deteriorates.

I think it would be meaningful if at this point early enough we find out what is the change if any, or is it going to stay, because it has been a substantial amount of money that would be saved. I am not advocating it, I am only asking that we get a clarification.

I had a call from one local radio station and I don't know if all the Members of Council have received their copy of the Wall Street Journal, but they stated that Pennsylvania has the worst water quality in the nation and the most dangerous water. The City of Pittsburgh was fortunate in having as modern a plant. However, we do have some problems in the community relations and I think we ought to get a copy of that Mr. Perry and see that everybody gets the article and the report. The article will tell you where the report came from — I assume out of Washington. ALCOSAN is directly involved in this program and we need to be briefed as to what is happening on this project.

**The Chair:**

This fact was brought up last winter and I think there was a policy of Public Works but no law.

**Mrs. Madoff:**

There is a law.

**Mr. Stone:**

The Director of Public Works was not adverse to dumping into the river, but he wanted something in writing that permitted him to do that. What they are saying is "go ahead and dump" and I think he made the decision while it was not popular at the time. I think he had no other alternative.

Relative to what Mr. Robinson has indicated very clearly about cutting out prohibition of multiple work against multiple conflict with primary work. It does not prohibit anyone from seeking other employment as long as it doesn't interfere with the primary job.

**Mr. Coyne:**

I'd like to respond to Councilman Robinson's observations about last winter. At the end it was determined from the City that they didn't have the updated snow removal program. The last time they updated it I think it was the 1952 snow and hadn't touched the emergency program since last year. At the end of the year they did go back and revise the program and brought it up to date.

**Mr. Robinson:**

Does that mean that the Director is going to send that to us?

**Mr. Coyne:**

We can ask him to send it up.

**Mr. Robinson:**

We already did that — maybe we are still having problems with the mail!

**Mrs. Madoff:**

Mr. Coyne, do you know if the provision has been amended, that snow can be put in the river?

**Mr. Coyne:**

That isn't within our jurisdiction, although at the time it was determined that nothing would happen to us anyhow.

**Mrs. Madoff:**

What I am saying is that now it is early enough for us to ask and to really push it.

**Mr. Coyne:**

It is not going to snow this winter!

**Mr. Robinson:**

In reference to Mr. Coyne's response to his comment. The letter that I asked that the Clerk send to Mr. Ruff — Mr. Coyne has suggested that there is an updated program which I assume Mr. Ruff is going to send, but would you send him a letter requesting the information on the snow removal equipment under his jurisdiction or assigned to the Public Works.

**Mrs. Madoff:**

Has there been a procedure for getting a ruling to the snow removal dumping in the river? Who would handle that?

**The Chair:**

Public Works.

**Mrs. Madoff:**

Can you write a letter?

**Mr. Givens:**

Director Ruff already wrote a letter to the regional office and they haven't complied as yet.

**Mrs. Madoff:**

No one responded?

**Mr. Coyne:**

That's right.

**The Chair:**

I have a couple of observations Michelle. I think personally they are just using scare tactics. I can recall back in the 50's when we did dump all of the snow in the rivers and I just wonder if we aren't over-reacting a bit.

**Mr. Lally** moved that the minutes of Monday, September 25, 1978 be approved.

Which motion prevailed.

And on a motion of **Mr. Stone,**

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. CXII** **Monday, October 16, 1978** **No. 40**



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Monday, October 16, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Lally:

Mr. President, I would just like to mention that a Polish Pope has been elected.

Mr. DePasquale:

I'm sure that Mr. Robinson had something to do with that.

Mr. Coyne presented

No. 1939. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the preliminary design for replacement of the Bloomfield Bridge; and providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 1940. Resolution granting unto the Median School of Allied Health Careers, 121 Ninth Street, Pittsburgh, Pennsylvania, 15222, its successors or assigns, the privilege and license to construct, maintain and use, at its own cost and expense, a ramp for the handicapped on the easterly sidewalk of Ninth Street in the Second Ward of the City of Pittsburgh.

Also

No. 1941. Resolution providing for an Agreement or Agreements with Dr. James C. McDavid for Professional Services in connection with the Department of Environmental Services' 10 Year Solid Waste Management Plan; and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1942. An Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 20 by changing from "R1" One-Family Residence District to "C2" Highway Commercial District all that certain property bounded by: West Mifflin Borough; the "C2" Highway Commercial District situated between Buttermilk Hollow Road and Mifflin Road; and Lots Numbered 152 and 150, Block 243-G in the Allegheny County Block and Lot System, 31st Ward.

Also

No. 1943. Communication from Paul C. Brophy, Director of the Department of Housing, requesting permission to attend a meeting in Harrisburg on October 17, 1978, to meet with the Senate Committee on Commerce to discuss amendments to the Urban Redevelopment Law for purposes of increasing U.R.A. powers to permit the floating of bonds for mortgage lending. Cost not to exceed $100.00 payable from 1978 Community Development Block Grant Trust Fund, CDHD (HD 78-13) Department of Housing.

Also

No. 1944. Communication from Stephen A. George, Executive Director, Urban Redevelopment Authority, submitting Financial Statement dated December 31, 1977.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1945. Resolution providing for the issuance of a warrant in favor of James C. Eastly, Inc., in the amount of $3,-371.97 for emergency service and repairs to two boilers located at Moore Recreation Center and McKinley Park without previous authority of law and providing for the payment thereof.

Also

No. 1946. Resolution transferring $128,-000.00 from Capital Project No. LB 76-1, No. 42 and 51 Fire Station, Chestnut Street to Capital Projects LB 76-3, No. 2 Police Station Modernization and LB 76-4, No. 8 Police Station, Mt. Washington, Relocation, Department of Lands and Buildings.

Which were read and referred to the Committee on Finance.

Also

No. 1947. Resolution amending Resolution No. 563, approved May 26, 1978, entitled: "A Resolution providing for a contract or contracts in connection with construction for the replacement of No. 2 Police Station, Department of Lands and Buildings, Project No. LB 76-03, and providing for the payment of the costs thereof", by increasing the total costs from $216,400.00 to $274,400.00.

Also

No. 1948. Resolution further amending Resolution No. 71, approved February 15, 1977 as amended by Resolution 872 approved October 3, 1977, entitled: "A Resolution providing for a contract or contracts in connection with the Relocation of No. 8 Police Station, Department of Lands and Buildings, Project No. 76-4, and providing for the cost thereof" by increasing the total costs from $153,-000.00 to $223,000.00.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presesnted

No. 1949. Resolution repealing Resolution 625 effective June 27, 1978, which reads, "Providing for the letting of a contract or contracts, or use of existing

contracts, for the purchase of supplies and equipment, and other miscellaneous services for the Summer Youth Recreation and Transportation Program.

Also

No. 1950. Resolution amending Resolution No. 967 effective August 31, 1978 entitled "Providing for a contract or contracts or the use of existing contracts for the construction of a gym and multipurpose addition to the Henry Kaufmann Neighborhood House and providing for the payment of the cost thereof" by increasing the authorization.

Also

No. 1951. Communication from Louise R. Brown, Director of Parks and Recreation, requesting interim approval of payment for repairs to three cash registers at the Pittsburgh Zoo.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 1952. Resolution transferring the sum of $2,500.00 from Code Account 1049, Supplies, Department of City Controller to Code Account 1048, Miscellaneous Services, Department of City Controller.

Also

No. 1953. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission requesting permission for Maureen Morrisey, Senior Planner, to attend Department of Labor Conference, Altanta, Georgia, concerning City's Private Industry Council, October 24-26, 1978. Expenses will be paid by Department of Labor.

Which were read and referred to the Committee on Finance.

Also

No. 1954. Communication from David L. Donahoe, City Treasurer, requesting permission to make three trips to Philadelphia, PA., to meet with officials of Penn Central Transportation Company in connection with settlement of City's delinquent taxes, as cost not to exceed $160.00 per trip.

Which was read.

Mr. Stone:

Mr. President, if I may, on that $160.00 permitting our City Treasurer David Donahoe to go to Philadelphia, I would like at this time to move for approval for that $160.00. There is something like $3.6 Million Dollars involved and I think we ought to be able to do something about that quickly. If it is necessary to make three trips as he has requested, I don't think we should wait to have him make that trip.

I therefore move that this $160.00 perspective expenditure be approved.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

One other thing, if I may, I am looking at the Auditor General's Report . . . I'm looking at his comments on page 7 thereof in which he indicates that the checking account as of December 31, 1977 was over-expended in the amount of $218,328.41. He indicates further, while we recognized, and the deed disbursements were made in anticipation of redeeming investments, we suggest that checks be issued only to the extent of the available cash in the checking account.

This is the first time it has come to my attention, and I am surprised that it didn't appear on the Solicitor's Report . . . if this is accurate. I'd like to have this report given to the City Controller and have him indicate whether or not this is in fact accurate. But $218,000. of

overdrawing at the end of the year seems, number one to be out of line and if it is so, it should have shown up at that time.

Also

No. 1955. Communication from David L. Donahoe, City Treasurer, submitting report of deposits and market value of collateral security pledged by City Depositories to secure same as of September 29, 1978.

Also

No. 1956. Communication from Al Benedict, Auditor General, submitting Audit Report of the Liquid Fuels Tax Fund administered by the City of Pittsburgh, Allegheny County, for the period January 1, 1977 to December 31, 1977.

Which were read and referred to the Committee on Finance.

UNFINISHED BUSINESS

The Chair presented:

Bill No. 1957

October 13, 1978

Honorable President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania 15219

Re: Bill No. 1786 of 1978

Dear Mr. President and Members:

Bill No. 1786 of 1978 is a Resolution "Establishing An Emergency Preparedness Council and Comprehensive Emergency Plan."

I have already appointed an Emergency Preparedness Committee consisting of Mr. Richard Cohen of my Office; Glenn Cannon, Director of Emergency Medical Services; Robert J. Coll, Superintendent of Police; Thomas Kennelly, Fire Chief; and John E. Ruff, Director of Public Works. An Emergency Preparedness Plan has been drafted for the Department of Emergency Medical Services and the Committee has scheduled a meeting on October 25, 1978 to review it and to begin the preparation of a comprehensive City-wide plan.

Senate Bill No. 1104, Printer's No. 2107 is presently pending in the General Assembly. This Bill, known as the Emergency Management Services Code, is expected to come up for third consideration in the House when the Legislature returns. Among other things, the Bill provides for the appointment of an Emergency Management Coordinator at the local level and for the preparation of a Disaster Emergency Management Plan consonant with the state plan which is also provided for in the Bill. Local legislation, if any should be needed, should be deferred pending the enactment of Senate Bill 1104 so that the requirements of the statute may be known.

Furthermore, the Law Department has informed me that Bill No. 1786 of 1978 constitutes an ultra vires infringement of an executive function and an improper delegation of a governmental function which is the responsibility of the executive under the Charter; that Bill No. 1786 constitutes a possible violation of Sections 208, 204 and 308.c. of the Pittsburgh Home Rule Charter; and that the Bill is beyond the power of Council legally to enact. However, let me assure you that I welcome any suggestions and recommendations from members of Council to the Emergency Preparedness Committee. A copy of the Law Department's opinion to me dated October 10, 1978 is attached.

For the foregoing reasons, I hereby veto Council Bill No. 1786 of 1978 and return the Bill unsigned. I suggest that we await the October 25, 1978 review of the Emergency Preparedness Plan and the final action by the General Assembly on Senate Bill 1104, Printer's No. 2107. After the enactment of that Bill, we will be in a better position to determine what, if any, local legislation may be required.

Very truly yours,
RICHARD S. CALIGUIRI

Which was read, received and filed.

Also,

Bill No. 1786. A Resolution entitled, "Resolution establishing an Emergency Preparedness Council and Comprehensive Emergency Plan."

Which was read.

**The Chair:**

Is there any discussion on the veto?

**Mr. Robinson:**

Mr. President, in reference to the Mayor's veto, I would like to make a couple of comments before I recommend some action on the part of Council.

One, let me say that I do not agree that it is not within the legal boundaries of Council to establish the Emergency Preparedness Council. To that extent I take exception to the Solicitor's opinion. Beyond that I think the Mayor raises some very valid points in terms of actions already being taken by himself and his staff and also legislation pending in the Pennsylvania House. Since it was my original intention to specifically mandate that we have some kind of plan, some sort of organized effort to deal with emergencies, I am greatly relieved that the Mayor has taken that action and that at the state level something is going to be done. I think the Mayor's recommendation that we hold this legislation or hold future consideration of this type of legislation until such time that we see what is going to be done at the state level has a lot of merit to it. It is for that reason that I think that we ought to sustain the veto. But, I think that I should reiterate my point that I still question whether or not this Council does indeed have the powers to establish such a council and hopefully, our concern for an Emergency Preparedness Plan supercedes any legal kind of question and I certainly would be the first to say that if indeed we all are moving in the same direction, which I think we are for the benefit of the people, that it makes eminent good sense that at this point to sustain the veto, see what is going to happen at the state level, and then, if additional legislation is needed, for this Council to act again.

I move that we sustain the veto.

**Mr. Lally** seconded the motion.

**Michelle Madoff:**

While I agree with Mr. Robinson's motion to sustain the veto, I think that we can't wait for legislation to come out to protect the public interest on specific items. With that in mind, I think that within the next three or four weeks we should have available for Council, the Mayor's Office, and all parties, an emergency plan in case of a broken water main affecting hospitals, or contamination of water, either health, or just odor and taste so that we can immediately have available tanks of water to people who can't afford to buy it, or even if they can afford to buy it . . . housebound people, and they will be, as we agreed, stationed at fire and police stations.

Right at this moment, in line with your emergency plan, there was never a plan to do this. People in the East Liberty area, I understand St. Francis had some real problems. There is also a problem with dialysis machines. Although I would hope this would be incorporated in the plan later on, I don't think we should wait. If there is a specific item that any of us who sit on any committee, where we could have an emergency plan to go ahead and do that as a separate item. I plan to do it in water and I'm sure you will do it in other areas.

**Mr. Givens:**

I just want to make a comment to reiterate that the County, as I so testified earlier on this particular bill, that

the County does have a disaster control system which the City of Pittsburgh has input into of which this Council had input into and the fact that I sat as Chairman of Public Safety on that Council and acted as Chairman of Logistics. We met on a quarterly basis, so the City of Pittsburgh did have representation, I think that as Bill Robinson has so stated, we need more, and even more so, we need somebody from this Council to sit in on these boards so that Council is familiar with what is going on. Sometimes it takes emergency legislation in order to enact certain powers within the City of Pittsburgh, and if that be the case, then Council should be involved in the planning, conceptual stage, and the actual plan itself. The operation and instrumentation of the plan.

**The Chair:**

Is there any further discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majorty of the votes of Council being in the affirmative, the veto was sustained.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 1958. Report of the Committee on Finance for October 12, 1978, transmitting sundry Resolutions and one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1870. A Resolution entitled, "Resolution transferring money in the Department of Parks and Recreation as follows: $27,000.00 from Code Account 1825 — Wages, Regular and Temporary Employees to the following: Code Account 1800-1, Premium Pay."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1872. An Ordinance entitled, "An Ordinance furthering the development and implementation of business development and participation programs for minorities and women by authorities, boards, funds and agencies authorized and/or receiving financial assistance from the City of Pittsburgh and the filing of reports with Pittsburgh City Council."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Bill, on Bill No. 1872, you are going to make an amendment?

**Mr. Robinson:**

Yes, if I might, Mr. President, I would like to add a Section E, to read, "the number of minorities and/or women employed by the business or bidders and the dollar value of public sector business and private sector business." The reason for asking for this amendment, which when I read it doesn't seem to make much sense, unless it is within the total bill, is so that we will have information pertaining to whether or not the businesses that we are concerned about, minority businesses and businesses operated by women are indeed hiring women and hiring minorities. And, also to prevent individuals from taking advantage of programs designed to help minorities and women by simply creating a front. By having this kind of information, we will have a better feel for whether or not those companies that project themselves as being owned and operated by minorities and women are indeed themselves operating in the interest of minorities and women.

**Mr. Givens seconded the motion.**

Which motion prevailed.

**Mr. Bulls:**

Councilman Robinson, I was wondering if we could add another amendment to the bill, that being that women and minorities participate in the actual bond sale when the City sells bonds. I'm not an authority on that but I understand that this is a pretty lucrative field for the bond counselors and such and I would like to see women and minorities participate in that.

**Mr. Robinson:**

Well, I think your point is well taken . . . the purpose of the legislation is to at least give minorities and women an opportunity to do exactly what you say, hopefully within the framework of the legislation, that is going to occur. Each of the agencies and authorities will have to create a program, and in evaluating those programs, certainly the point that you raised would be considered because even people who apply to be bond counsel, or to provide services are going to have to demonstrate their concern and commitment which I think is very consistent to that extent where there might not be minority bond counsel, or a female bond counsel, certainly those companies who engage in that business have some kind of obligation to show the involvement, or to go out and bring someone in.

So, I think that what you are concerned about is covered within this legislation and certainly would be something that Councilcould look at when these reports come in.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 1873. A Resolution entitled, "Resolution providing for the issuance of a warrant to Penn Central Transportation Company in the amount of $1,661.50 in full settlement of the lawsuit for the payment of Services, Equipment and Materials which the City of Pittsburgh has requested."

Which was read.

Also,

Bill No. 1874. A Resolution entitled, "Resolution authorizing issuance of a duplicate warrant to the same payee and in the same amount to replace the following warrant which was lost, stolen or inadvertently destroyed."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1875. A Resolution entitled, "Resolution transferring the aggregate total of $19,000.00 within code accounts of the Department of Law."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 1959. Report of the Committee on Public Works for October 12, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1851. A Resolution entitled, "Resolution vacating a portion of Edmond Street in the 8th Ward of the City of Pittsburgh from the northerly right-of-way line of Consolidated Rail Corporation property for a distance of 18 feet in a northerly direction."

Which was read.

Also,

Bill No. 1852. A Resolution entitled, "Resolution vacating Allemania Way, from the easterly line of Lot No. 1 as

laid out in the W. J. Brennan Plan of Lots to its westerly terminus in the Twelfth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Givens presented**

No. 1960. Report of the Committee on Planning, Housing and Development for October 12, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1854. A Resolution entitled, "Resolution approving a Conditional Use under Section 2801-1-A-(33) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to Crossgates, Inc., for construction of a six story, 101 unit Housing for the Elderly facility on property zoned "R4" Multiple-Family Residence District having 498.3 feet of frontage on the southerly side of Frankstown Avenue and bounded by North Lang Avenue and Felicia Way, 13th Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Mr. President, I would like to say for the record, that every neighborhood group that was contacted and all the people in this particular community are looking forward to this section aid high rise for the elderly.

**Mr. Robinson:**

Mr. President, as you know, I voted against this last Wednesday . . . Mr. Coyne was kind enough to indicate that he would share with me some of the overall developments planned for that area. I would just like to say, Councilman Coyne, that I did have a chance to talk with Steve George and also Dick Givens about that and had a chance to look at the overall plans.

My concern is still around community development in that area as it relates to perhaps a more vigorous attempt to involve more business people, more people in the community and also my long standing concern about those kinds of things that inhibit private developers going into neighborhoods, one of those factors being the bars and taverns. But, I am in favor of the high rise itself . . . it is a positive development in that community, and I just want to kind of clarify that, that even though I have gotten some additional information, and even though I don't have any particular problems with this project, I think that it is still consistent with my concern that my vote on Wednesday be recognized, and when I vote today, I plan to abstain.

I would also like my comments from last Thursday's meeting incorporated into the record, please.

MR. ROBINSON'S REMARKS FROM THURSDAY, OCTOBER 12, 1978:

**Mr. Robinson:**

I have one question. I would just like to ask Mr. Brown when the Planning Commission considered approving this idea, was any consideration given to the future development of that area or was the concern mainly whether or not this kind of facility was needed?

**Mr. Brown:**

Both issues were taken into consideration.

**Mr. Robinson:**

What does the Planning Commission perceive to be the future development of that area or do you have a perception of that?

**Mr. Brown:**

I do not have any plans of that nature. The remainder of this property runs from Lang up to Homewood. I believe the portion left on the site presently is expected to be developed for commercial areas.

**Mr. Robinson:**

What about the Frankstown side, running east? That is commercially zoned.

**Mr. Brown:**

I don't believe so. No, it is zoned residential on Frankstown.

**Mr. Robinson:**

Are there any commercial establishments in that area?

**Mr. Brown:**

No new ones. Any existing establishments that are there they may continue as non-conforming use.

**Mr. Robinson:**

That's my point. One of the problems Mr. Brown has in developing along Frankstown Avenue, where the old carbarn used to be, particularly for housing, and a concern for a lot of community people, is because of the reluctance to have good housing with a lot of commercial establishments across the street which may pose a problem.

Certainly if we are going to house elderly people, many of them whom are defenseless, in a position where they can be victimized.

Part of the reason we have problems with bars and taverns is that they have been given conditional uses and other kinds of things, but the community itself is not zoned for that purpose. That personally is a concern with me.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none
(One abstaining — Mr. Robinson)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 1961. Report of the Committee on Lands and Buildings for October 12, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1844. Resolution authorizing the sale of property in the 5th Ward, being vacant land on Vera Street, designated as Block 10-M, Lots 272, 274 and Block 10-S, Lots 27, 36, 37, to Gloria J. Spearman, for the sum of $400.00.

Which was read.

Mr. Lally moved to recommit Bill No. 1814 to Committee for further study.

Mr. Stone seconded the motion.

Which motion prevailed.

Also,

Bill No. 1858. Resolution repealing Resolution No. 765, approved 7/5/78 for property in the 26th Ward on Watson Boulevard. Purchaser Stanley R. Skrzynski and Anna Mae Skrzynski, his wife, request cancellation of sale due to serious illness and financial difficulty. Hand money of $100.00 will be returned by the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 1859. Resolution amending Resolution No. 1016, approved 8/28/78 for the sale of property in the 17th Ward on Kimbol and Bedford Streets to St. Michael's Cemetery by deleting "Rev. Robert W. Herrmann, Trustee and inserting in lieu thereof "Most Rev. Vincent M. Leonard, Trustee". All else in Resolution No. 1016 shall remain the same and in effect.

Which was read.

Also,

Bill No. 1860. Resolution authorizing the sale of property in the 2nd Ward being a vacant lot on Penn Avenue between 26th and 27th Streets designated as Block 25-P, Lot 15, to Dean Z. Paul and Alice T. Paul, his wife and Alex C. Copetas and Maria A. Copetas, his wife, for the sum of $5,800.00.

Which was read.

Also,

Bill No. 1861. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Lincoln Avenue at City Line #8, to Paul McCorvey and Dorothy McCorvey, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 1862. Resolution authorizing the sale of property in the 13th Ward being vacant land on Upland Street designated as Block 174-B, Lot 49, to Floyd J. Ballard and Pearl J. Ballard, his wife, for the sum of $400.00.

Which was read.

Also,

Bill No. 1863. Resolution authorizing the sale of property in the 13th Ward being a vacant lot on Wheeler Street designated as Block 174-H, Lot 247, to Lucille McKeever, for the sum of $650.00.

Which was read.

Also,

Bill No. 1864. Resolution authorizing the sale of property in the 18th Ward being a vacant lot in the rear of Gearing Avenue, corner Sylvania Street desig-

nated as Block 15-L, Lot 240, to Alvin L. Baker and Bernella A. Baker, his wife, for the sum of $1,000.00.

Which was read.

Also,

Bill No. 1865. Resolution authorizing the sale of property in the 19th Ward being vacant land on Alverado Street designated as Block 35-A, Lots 15 and 63, to Jerome C. Knutson for the sum of $750.00.

Which was read.

Also,

Bill No. 1866. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Virginia Avenue designated as Block 5-D, Lot 177 to Vincent J. Riether and Agnes E. Riether, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 1867. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Tonopah Street designated as Block 35-L, Lot 54, to Robert D. Appel, Sr., and Mary Ann Appel, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 1868. Resolution authorizing the sale of property in the 24th Ward being a vacant lot on Welser Way, designated as Block 24-F, Lot 271, to Thomas E. Black for the sum of $150.00.

Which was read.

Also,

Bill No. 1869. Resolution authorizing the sale of property in the 31st Ward being vacant lots on Whitebush Street designated as Block 131-J, Lot 56 and 60, to Thomas S. Sabo and Christine Sabo, his wife, for the sum of $1,350.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

Mr. President, I need point of Clarification, on Bill No. 1858 and this would also apply to any bill, is there payment for title search involved in here? Has a title search begun? Who then would pay for it?

**Mrs. Masloff:**

The buyer pays for it.

**Michelle Madoff:**

Right, but the money is being refunded so I am curious. If you go to Bill No. 1861, it says the cost of court proceedings to be paid from well . . . and repaid to said fund from the sale price, etc., so obviously . . . I'm just wondering, how is that handled when somebody gets their money back if there has been a deed search started?

**Mr. Lally:**

No, if there has been any money that the City has paid, they have to pay it otherwise . . .

**Michelle Madoff:**

Out of that hundred dollars?

**Mr. Lally:**

Right. Otherwise the money, due to illness or serious financial difficulty . . . the city does return the money.

**Michelle Madoff:**

Well, I think it would be helpful . . . if when this whole thing is culminated, I would hope they would say that the settlement was a hundred dollars less the amount that we had to pay for . . .

**Mr. Lally:**

If there has been any money spent.

**Michelle Madoff:**

But we never do get the final results and I think that might be helpful. I just thought it was interesting because I wondered how the court proceedings or the title search would be handled in this particular case. Is that always the case?

**Mr. Lally:**

Usually the case any time there has been any money spent, that the buyer has to pay for that amount, whatever it is.

**Michelle Madoff:**

Thank you.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Givens:**

There is a post agenda item I would like to have on for this coming Wednesday . . . the subject is the Emergency Telephone System, that is the new system that we are going to replace the old fire alarm box with an emergency telephone. I would like to have persons from the Administration who are knowledgeable of this particular system be here this coming Wednesday. I would also like someone from our fire alarm system on the ninth floor to be here . . . also those people who repair the existing fire alarm network which is somewhat similar to that of the telephone system.

My concern is, who is going to maintain this system once it is put into position. If the City maintains it it is one cost, if it is maintained by Bell Telephone it is done contractually, this could be another cost, so possibly someone from Bell Telephone could be helpful in answering some of the questions.

There is considerable cost involved.

**Mr. Stone:**

Mr. Givens, which emergency line are you talking about, the new proposed fire boxes or the 911?

**Mr. Givens:**

No, it is not the 911, that is the regular telephone . . . this is the actual replacement of the fire alarm boxes with emergency telephones.

**Mr. Stone:**

That will be done by Bell Telephone.

**Mr. Givens:**

I know Bell Telephone is to install . . .

**Mr. Stone:**

Install and replace.

**Mr. Givens:**

And repair them, etc?

**Mr. Stone:**

Yes.

**Mr. Givens:**

Okay, that is what I want, these various people here because the cost of this system, and maintaining this system could differ quite widely by city employees maintaining the system versus that of Bell Telephone maintaining the system.

**Mr. Stone:**

I'd just like to make a suggestion to you if I may, since you have a pointed question . . . since we are only two days away from that thing . . . it might be better one week from Wednesday.

I'm well prepared to go with it right now, I think the people should have the information available to them. I just want to make an analysis of what has happened in other cities when this type of system was put it, the payments were very low for the first year or so and then thereafter they went up extremely high. I want to see what assurance we have in the City of Pittsburgh that this won't happen here. Also, why shouldn't we use an on-line capability of electricians that we have in the City of Pittsburgh to maintain our own emergency system.

**The Chair:**

Two thoughts there . . . first of all, I doubt if we have the expertise to maintain it, and secondly we are talking about a yearly rental on that system, aren't we? Naturally it will be installed by Bell Telephone.

**Mr. Givens:**

And once you are geared into that contractually, it is something that come Wednesday I can explain in more detail and see what answers we can get as to which way the Administration wants to go. I know they have expressed their desires, but I have received other information that is telling us that we had better take a second look at who is going to maintain the system once it is installed.

**Mr. Stone:**

Mr. Givens, only in fairness, so that you know if you aren't aware, the head of Public Safety, Mr. Bulls, was called in for a meeting on that thing, and I was called in I think, after that, because that was a concern, it was an expenditure, finance, in the line with public safety.

It was explained to me that that was a concern, that it was one of the necessary evils in giving us preparedness in an emergency basis. For what it may be worth.

You are entitled to have them come in though, the notice may not be sufficient and I was just cautioning you to that end only.

**The Chair:**

Mr. Givens is asking for the proper authorities to be in here on Wednesday and you are saying, Mr. Stone, that we should delay it for a week.

**Mr. Stone:**

No, I was only suggesting, that he is entitled to his meeting, I just thought . . . you know, too often we call them in within two days and its just not quite enough. This one is still kind of in some embryonic stages of it and if we are asking for some more definitive explan-

ations it would appear to me until you get them here on their schedule, with that little time until Mike gets to them . . . it's now 2:30.

**Mr. Givens:**

It makes no difference to me, I'm ready to go, but I think that Bob brings up a valid point here with the Administration, to hold for another week.

**Michelle Madoff:**

Mr. President, I would like to make a request that we have either a post agenda item or a special hearing to invite Mr. Ray Kennedy and Mr. Imhoff . . . do you want to help me . . .

**Mr. Lally:**

Mr. Imhoff, Mr. West, and also any people in Public Safety and Lands and Buildings who has anything to do with the sales of properties.

**Michelle Madoff:**

We are interested particularly in why it takes so long to get a title search . . . six months, when in the private sector you can get it done in two weeks. And, we would like to know why this is keeping the properties off the tax . . .

**Mr. Lally:**

Preferably Mr. Kennedy, Mr. West and Mr. Imhoff.

Well, actually, Paul Imhoff doesn't have anything to do with the sale, only Mr. Kennedy and Mr. West.

**Michelle Madoff:**

And it could be later, because people are just so swamped with things going on.

**Mr. Lally:**

Post Agenda in about three weeks Mike.

**Mr. Bulls:**

Mr. President, I would like to ask something on another matter, perhaps Councilman Stone could possibly help me on this here. It seems that in some parts of the City, unemployment runs about 60%. Every so often, I see on here where we are always taking money from salaries and wages and putting it someplace else. I am just wondering if the Budget was overinflated with jobs, or we are not giving out the proper amount of jobs. That is a basic concern that I have, Bob.

**Mr. Stone:**

I don't think in fairness, that the failure to fill vacancies has anything to do with the particular locale of the city. I think that one is two-fold. And, while I have said it many times, and at the expense of being redundant on that point, I think that our Civil Service tests are designed to thwart filling of positions so that at the end of the year we can have what looks like a surplus.

The other one is that there has been a desire not to fill some of the positions as you are well aware, which everyone on this Council has been opposed to which is mainly at the garage. We haven't filled those vacancies at the garage, we have vehicles down, and as you will recall from the testimony that we had from the Director of the Department of Supplies, we had as many as five or six vehicles tied up for the last month and they wouldn't release them even though they were ready to go because there was no payment of monies for it. This is one of the tragic things about it, and, as Finance Chairman we, will be making some changes in that department in the new Budget.

**Mr. Bulls:**

I think that is satisfactory. But I just don't feel that we should from this point on, transfer any monies from Salaries and Wages.

**Michelle Madoff:**

I would just like to ask Mr. Stone a question, Mr. Stone, being relatively new to city government and just trying to learn, perhaps you could tell me something that I would like to know.

We understand that the Budget is based on a line item, that is correct, right? In other words you have to itemize everything?

**Mr. Stone:**

The Budget is set up on line item, yes.

**Michelle Madoff:**

My question is, how would you have a buffer, or how would you have a cushion when taxes or contracts are negotiated with the police or other factors, where you have a heavy snow year, whatever unexpected expenditures would occur if you maintain a line item budget. Are you suggesting that you might be looking at something other than a line item budget, where you have an emergency fund set aside?

**Mr. Stone:**

No, certain things come out over the years that average out, which is as our snow removal has been. When you get that unusual year, you have the Contingent Fund which you supply for those contingencies.

**Michelle Madoff:**

Are you saying that in order to have some kind of a cushion for emergencies we would have a contingency fund as opposed to a line item for say 15 jobs where only 10 are filled, which is what the cushion is actually for your budget.

**Mr. Stone:**

No, you are talking two different subjects. One is to deal with emergencies, the other is to deal with vacancies. If you want to fill a job, you have to provide for it.

**Michelle Madoff:**

I understand that, I'm just saying that it seems to me, this is a newcomer looking at the scene, that the reason say 15 jobs are budgeted for and only 10 are filled is to provide that contingency fund. The budget may not change, but the amounts may be the same. It will be the same thing with different words.

**Mr. Stone:**

No, the reason those jobs are there is because last year we took out $275,000.00 worth of jobs because those were ones we felt were not necessary and not likely to be filled. In all other instances in the in-depth study we made of it was represented to us by the Directors and by the Administration that those jobs would be filled, that they did not want us to remove them from the budget, and in line with that, based on their representation upon which we solely relied, we put those items in the budget, we are finding out now that we should not have relied because the information we were given was inaccurate.

**Michelle Madoff:**

Well, this probably is not the time to go into this, but in the future, how do you know what is a legitimate request and what isn't?

**Mr. Stone:**

I will be prepared to present that to you when we deal at budget time.

**Michelle Madoff:**

Thank you.

**Mr. Bulls:**

I only have one remark, Mr. President, all I am saying is that if the budget calls for x amount of jobs, then I feel

that that is how many bodies there should be.

**Michelle Madoff:**

Mr. Bulls, I quite sympathize with your position, I hope what I hear you saying is that in areas of high poverty we have 65% of black youth unemployed and that is a disgrace and we've got $46 Million coming to this City and we are mandated by law not to use that money for these kind of programs. But you would agree that the tenure of the public particularly in passing a Proposition 13, is that the people are tired of more jobs in government, they want more for less, and less people working for government. Perhaps we have to look at other innovative ways of getting people jobs in the private sector and not loading up the City payroll just to create jobs.

**Mr. Bulls:**

No, I didn't say load up the City payroll, you misunderstood me, I am saying that at the beginning of the year, whatever is allocated for the City in terms of employment, in terms of jobs, I am saying that that is what we should do. What I am saying basically is lets not have 25 jobs in one given area and give out 5. That is what I am saying. If it is budget for 25, lets do that, that is what I am saying.

**Mr. Coyne:**

Mr. President, it is the intention of the Administration to provide a service with the people who are to fill those jobs. They are making a commitment that throughout the year at some point they are going to use a very, very high percentage of those jobs that are provided for. And, the fact of the matter is that in this City the garbage is not being collected, other services are not being provided, the streets are filthy, and that these jobs could be very well used and filled, and they are not being filled. Money is being transferred from Code Account to Code Account and the people, who although they are not poor, putting people on the payroll without anything to do, certainly want the services provided that City government is to provide, and that is the difference.

**The Chair:**

In regards to garbage collection, your point is well taken Mr. Coyne, because definately there is a breakdown there and the streets aren't the cleanest either.

**Mr. Stone:**

Mr. President, I have one more remark here. As Finance Chairman last year, one of the reasons we cut some but not all of it, was for a very very important reason, because this Council has been saying for in excess of four years, that our federal programs are going to be in serious difficulty because the City of Pittsburgh has not maintained its effort. In short it has announced goals which it has failed to carry out. What it has done is announced goals, and said this is what they are capable of doing only to have that program subsequently in the year be carried out and subsidized by the federal program. The federal program was intended to eliminate some of the unemployment, meaning over and above the maintenance of effort by the City of Pittsburgh. This Administration plus the end of the other Administrations were grossly in violation of that particular provision and if you will look at the record you will know that I've been very vocal on this aspect of it and I say one of these days we are going to have to pay for it. Now, we have been watching very very carefully one time when Melanie Smith was on the other side handling purely the Civil Service end handling testing, it is my impression that part of that was intentionally done to make the testing too difficult so that we would not fill it, because that was an Administration policy decision. Later when she started the CETA Program, at these meetings with Council, she had then attempted to say that we should not cut out the jobs, because the light went on and even she was now aware that this was the problem. Even though, heretofore, she was following the Administration decision and not a Civil Service impartial decision. And, I think

that part of the reason that more jobs were not taken out. But, if no one is concerned with the federal program, then I think the City Council should be concerned with its citizens, that we should not be taxing for vacancies so that people at the end of the year can show us a surplus of $4 Million, $5 Million, $6 Million. I can tell you that even the worst financier in the world can show a surplus when the federal government is giving me $13 or $14 Million in revenue sharing. Even I can balance my books with that kind of mathematics.

**Michelle Madoff:**

In support of what Mr. Coyne has said, I just think it is interesting that when Proposition 13 passed in California, they also passed Proposition 12, which related to purification of water, safe drinking water. The people are saying that if you give us the services, we'll pay for them.

Mr. Stone moved to approve the minutes of Tuesday, October 3, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, October 23, 1978 No. 41



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Monday, October 23, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | President |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 1962. Communication from Glenn Cannon, Director of Emergency Medical Services, requesting reimbursement of $49.26 for expenses incurred in delivering packaged disaster hospital from Meadville to Pittsburgh, payable from Code Account 1421, Miscellaneous Services, Department of Emergeny Medical Services.

Which was read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 1963. Resolution providing for an Agreement or Agreements with BKI Associates, Inc., 9528 Rockport Road, Vienna, Virginia 22180 for professional traffic planning and engineering services in connection with improvements in the East Liberty Mall area and providing for the payment of the cost thereof.

Also

No. 1964. Resolution vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an easement for the storm sewer located therein.

Also

No. 1965. Communication from James N. Walker, Director of Environmental Services, requesting permission for Lydia Mitchell to attend Weatherization Training Seminar, Danville, Pa., October 31 through November 1, 1978 at a cost not to exceed $105.00, payable from W.H.I.P. Special Trust Fund.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 1966. Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings, Department of Housing, DH Project 78-14, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 1967. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 8 by changing from "S" Special District to "R1" One-Family Residence District all that certain property bounded by: the "R1" One-Family Residence District west of Carnahan Road and north of Banksville Road; Lots Numbered 81 and 80-A, Block 36-L in the Allegheny County Block and Lot System, 20th Ward.

Also

No. 1968. Resolution creating a special trust fund in connection with the return of the revolving fund monies from the Model Cities Contractor Bonding Project, and providing for the deposit of such funds.

Also

No. 1969. An Ordinance declaring the need for a vacant property review committee to function within the City of Pittsburgh and creating the same pursuant to the Authority of the Urban Redevelopment Law, Act of May 24, P. L. 991, as amended.

Also

No. 1970. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Brenda Tate for the sale of Parcel 129 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 1971. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Toni Fay Williams for the sale of Parcel 128 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 1972. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Aaron R. Mann for the sale of Parcel 98 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31.

Also

No. 1973. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Hayward L. Arnold and Betty A. Arnold for the sale of Parcel 68D in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1974. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Hayward

Arnold, Sr. for the sale of Parcel 28B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 1975. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Constance Smith for the sale of Parcel 129 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 1976. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Monte T. Conley and Ann L. Anderson for the sale of Parcel 46c in the Thirteenth Ward of the City of Ptitsburgh in Redevelopment Area No. 19.

Also

No. 1977. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Pauline Hodge for the sale of Parcel 46b in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 1978. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eugene Conner III and Cheryl A. Conner for the sale of Parcel 46a in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No.1979. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Housing Opportunities, Inc., for the sale of Parcel 8-6 and 8-7 (128-134 Flowers Street) in the Fifteenth Ward of the City of Pittsburgh in Redevelopment Area No. 40.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 1980. Resolution providing for the issuance of a warrant in favor of D. R. Hamburg Associates, in the amount of $1,300.00 as partial payment for extra work in connection with the Solar Mechanical System for No. 2 Police Station, without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 1981. Resolution transferring the sum of $8,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1, Premium Pay, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1982. Communication from Harold West, Director of the Department of Lands and Buildings requesting interim approval of payment for replacement of steam boiler at Leslie Playground.

Which was read and referred to the Committee on Lands and Buildings.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 1983. Resolution providing for a supplemental agreement with Westinghouse Broadcasting Company, Inc., in connection with its broadcasting tower and appurtenances, amending the agreement between the parties dated June 27, 1955, extending the term and increasing the annual rental.

Also

No. 1984. Resolution providing for an agreement or agreements with the School District of Pittsburgh and the Urban Redevelopment Authority of Pittsburgh for the Marketing of the Fifth Avenue School Property, and providing for the payment of the costs thereof.

Also

No. 1985. Resolution amending Resolution No. 936, approved August 14, 1978, entitled: "A Resolution providing for services from time to time, with various Consultants including, but not limited to Mechanical, Construction, Electrical and Geo-Technical, by letter bid, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof by deleting the aggregate cost not to exceed $5,000.00."

Also

No. 1986. Resolution repealing Resolution No. 910, approved 11/15/76 which authorized the sale of property in the 13th Ward on Fargo Street being a vacant lot designated as Block 231-N, Lot 294 to LeRoy F. Gordon, Mildred V. Gordon, Frank W. Gordon, tenants with the Right of Survivorship but not as tenants in common. Hand money of $100.00 to be forfeited as purchasers did not comply to agreement of sale.

Also

No. 1987. Resolution repealing Resolution No. 390, approved 5/5/77, which authorized the sale of property in the 17th Ward being a vacant lot on Carson Street, Block 3-H, Lot 144, to Marion Builders for the sum of $2,200.00. Hand money to be forfeited as Marion Builders have failed to comply with the agreement of sale.

Also

No. 1988. Resolution repealing Resolution No. 39, approved 2/2/76 which authorized the sale of property in the 20th Ward being vacant land on Noblestown Road, Block 19-H-139, to John Thurman and Deborah Thurman for the sum of $1,000.00. Hand money of $100.00 is to be forfeited.

Also

No. 1989. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Trent Street designated as Block 10-J, Lot 99, to Ruby Lee Collier for the sum of $200.00. Lot size 13.12 x 57.5.

Also

No. 1990. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Rosetta Street designated as Block 50-H, Lot 12, to Reed Street and Bernice S. Street, his wife, for the sum of $150.00. Lot size 15.19 x 100.

Also

No. 1991. Resolution authorizing the sale of property in the 13th Ward being a 2 story frame house on 7020 Hamilton Avenue, Block 125-M, Lot 354 to Robert Franklin Cade for the sum of $1,500.00. Lot size 25 x 105.

Also

No. 1992. Resolution authorizing the sale of property in the 15th Ward being a vacant lot in the rear of Loretta Street designated as Block 55-H, Lot 121, to Alfio Pasquarelli and Anna Marie Pasquarelli, his wife, for the sum of $500.00. Lot size 29.42 x avg. 69.49 x 25.32.

Also

No. 1993. Resolution authorizing the sale of property in the 16th Ward being a vacant lot on Parkwood Road designated as Block 32-B, Lot 300, to Robert Kesten for the sum of $2,000.00. Lot size 188.9 x 380 x 186.56.

Also

No. 1994. Resolution authorizing the sale of property in the 16th Ward being vacant land on Burham Street designated as Block 13-C, Lots 167 and 223, to Anthony J. Plantizer and Mary J. Plantizer, his wife for the sum of $1,750.00. Lot 167 — 42 x 269; Lot 223 — 21 x 150.

Also

No. 1995. Resolution authorizing the sale of property in the 20th Ward being vacant lots Block 21-J, Lot 175 — 25 x avg. 106.45, Block 21-J, Lot 176 — 25 x avg. 97, on Glasgow Street to John J. Hess and Linda B. Hess, his wife for the sum of $350.00.

Also

No. 1996. Resolution authorizing the sale of property in the 23rd Ward being vacant land on Pressley Street between Nash and Cedar Streets, designated as Block 9-A, Lot 33, to Walter M. Korneff and Mary Grace Korneff, his wife for the sum of $3,500.00. 2 lots — 25 x avg. 80 each.

Also

No. 1997. Resolution authorizing the sale of property in the 23rd Ward being vacant lots on Madison Avenue through to Turtle Way and Peralta Streets Block 24-J, Lot 203, one lot 24 x 100 and 1 lot 20 x 100, to James W. Long, and Nancy J. Long, his wife, for the sum of $1,500.00.

Also

No. 1998. Resolution authorizing the sale of property in the 31st Ward being vacant lots designated as Block 90-R, Lot 195-197 and 198, to James R. Divers and Sandra J. Divers, his wife, for the sum of $1,000.00. Lot 195 — 40.64 x 72.05, Lot 197 — 25 x 103.05 — Lot 198 — 25 x 100.

Which were severally read and referred to the Committee on Lands and Buildings.

Michelle Madoff presented

No. 1999. Communication from John C. Miller, Director of Water, requesting interim approval of payment of $35,000.00 for extra work in connection with rehabilitation of Herron Avenue, Centre Avenue, to Bigelow Boulevard, Controller's Cohtract No. 22726.

Which was read and referred to the Committee on Water.

Mrs. Masloff presented

No. 2000. Resolution authorizing the issuance of a warrant in favor of O'Donough Construction Company in tthe amount of $64.50 in payment for work performed at Schenley Park Athletic Shelter furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 2001. Resolution authorizing the issuance of a warrant in favor of Andrew Metz Plumbing Company in the amount of $2,200.00 in payment for work performed at Leslie Recreation Cen er furnished for the benefit of the City without

previous authority of law; and providing for the payment thereof.

Also

No. 2002. Resolution authorizing the issuance of a warrant in favor of Domenic Parente Contractors in the amount of $525.00 in payment for work performed at Bituminous Paving — Spring Hill Playground furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 2003. Resolution authorizing the issuance of a warrant in favor of Domenic Parente Contractor in the amount of $2,917.00 in payment for work performed at Heth's Run Playground, furnished for the benefit of the City without previous authority of law; and for the payment thereof.

Also

No. 2004. Resolution authorizing the issuance of a warrant in favor of Casciato Construction Company in the amount of $11,075.00 in payment for work performed at King Center Renovation furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 2005. Resolution authorizing the issuance of a warrant in favor of Midwestern Inc., in the amount of $3,180.00 in payment for work performed at Phillips Park Swimming Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 2006. Resolution authorizing the issuance of a warrant in favor of Feldman Electric in the amount of $243.68 in payment for work performed for South Side Market House furnished for the benefit of the City without previous authority of law and providing for the payment thereof.

Which were severally read and referred to the Committee on Parks and Recreation.

Also

No. 2007. Resolution authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh, in an amount not to exceed $60,000.00 in the Department of Parks and Recreation.

Also

No. 2008. Resolution authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh in an amount not to exceed $200,000.00 in the Department of Parks and Recreation.

Which were read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** presented

No. 2009. Resolution providing for an audit of transportation charges, during the last three years, of all purchases for the City of Pittsburgh in the Department of Supplies, by the City Controller's Office.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2010. An Ordinance amending Section 8 of Ordinance Number 635 of October 31, 1975 entitled "Authorizing and establishing procedures for the deposit of city funds in municipal depositories; authorizing the designation of a paying agent for General Obligation Bonds; prescribing the manner in which warrants shall be drawn from the City Treasurer; the execution and acceptance of said

warrants and the signature requirements for checks drawn by the City on its depository; and repealing certain prior ordinances," to provide for an increase in the maximum amount of deposits placed in any one bank.

Which was read and referred to the Committee on Supplies.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2011. Resolution amending Resolution 1070 approved November 10, 1977, entitled "Providing an agreement or agreements with the Public Parking Authority of Pittsburgh for demolition of the Liberty Baking Company in the East Liberty Section of the City and providing for the payment thereof", by decreasing the allocation to $115,198.00.

Which was read and referred to the Committee on Planning, Housing and Development.

The Chair presented

No. 2012. Petition from residents of Fordham and Sussex Avenues requesting a hearing concerning present and future conditions on their streets due to construction of two new homes in "S" zoned property on Fordham Avenue.

Which was read and referred to the Committee on Planning, Housing and Development.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 2013. Report of the Committee on Finance for October 18, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1891. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Sofis Company, Inc., in the amount of One Thousand Two Hundred ($1,200.00) Dollars in payment for Extra Work furnished for the benefit of the City in connection with the reconstruction of Chartiers Creek Bridge No. 1, and providing for the payment thereof."

Which was read.

Also,

Bill No. 1919. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Tedco Construction Company in the amount of $5,619.77 in payment for work performed at Banksville Pool furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 1920. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Joseph DeIulis Construction Company in the amount of $10,510.24 in payment for work performed at Schenley Park Pool and Bathhouse furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Which was read.

The Chair:

Is there any discussion on the bill,

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes none
(One abstaining—Mr. DePasquale)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1926. A Resolution entitled, "Resolution amending Resolution No. 804 approved August 15, 1977 entitled 'Providing for an Agreement or Agreements with the School District of the City of Pittsburgh for the implementation of the Comprehensive Employment and Training Act Title II, as amended, and providing for the payment of the cost thereof.' "

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 2014. Report of the Committee on Public Works for October 18, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1892. A Resolution entitled, "Resolution repealing Ordinance No. 328, approved June 25, 1973, effective June 28, 1973, entitled, 'An Ordinance providing for a Contract or Contracts for the rehabilitation of the North Lang Avenue Footbridge over Penn Central Railroad, and other work incidental thereto; and providing for the payment of the cost thereof.' "

Which was read.

Also,

Bill No. 1893. A Resolution entitled, "Resolution repealing Resolution No. 638, approved August 9, 1976, effective August 18, 1976, entitled 'Providing for a Contract or Contracts for the rehabilitation of the Anderson Bridge at the Boulevard of the Allies (PW 76-17); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.' "

Which was read.

Also,

Bill No. 1894. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the inspection and design for the rehabilitation of the Charles Anderson Memorial Bridge at the Boulevard of the Allies (PW 76-17); providing for the payment of costs thereof; and providing for a reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 1895. A Resolution entitled, "Resolution providing for a Contract or Contracts for the replacement of the Herron Avenue Bridge, PW 78-13; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 1896. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 599, effective June 7, 1978, as amended by Resolution No. 977, effective August 31, 1978, entitled, 'Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Fund'; by redefining projects authorized and reallocating funds."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2015 Report of the Committee on Planning, Housing and Development for October 18, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1901. A Resolution entitled, "Resolution approving the entering into an Agreement by and between Ubran Redevelopment Authority of Pittsburgh and Charles E. Davis Construction Co., Inc.,

in which Urban Redevelopment Authority of Pittsburgh provides the difference between the Market Value and the Certified Development Cost for housing to be constructed in the Eleventh Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1904. A Resolution entitled, "Resolution approving a form of Contract for Distribution of Land by and between the Urban Redevelopment Authority of Pittsburgh and Steven Paul Roberts for the sale of Block 23J, Lot 68 in the Twenty-Fifth Ward of the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 2016. Report of the Committee on Supplies for October 18, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1922. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing, delivery and installation of carpeting, etc., for the Office of City Council, and for the payment thereof."

Which was read.

Also,

Bill No. 1923. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for a term of three (3) years for the servicing and maintenance of electrical lighting equipment, nightly inspection and replacement of lamps and sale of lamps to the City of Pittsburgh, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1924. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for a term of three (3) years for furnishing and placing of electrical equipment necessary for lighting streets and other public thoroughfares and places in the City of Pittsburgh and sale of said equipment to the City, and providing for the payment of the costs thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Michelle Madoff presented

No. 2017. Report of the Committee on Water for October 18, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1918. A Resolution entitled, "Resolution amending Resolution No. 532, approved May 22, 1978, entitled, 'Providing for the letting of a contract for the furnishing and delivery of Utility Vehicles for the Distribution Division, Department of Water, and for the payment thereof', by increasing the appropriation by $1,000.00."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 2018. Report of the Committee on Lands and Buildings for October 18, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1900. A Resolution entitled, "Resolution providing for the purchase from Roy W. Kurtz, Executor for the estate of Anna Kurtz, deceased, for the public sewer purposes in lieu of condemnation certain property of the Estate of Anna Kurtz, deceased, at the intersection of Fairhaven Road and Saw Mill Run Boulevard in the Thirty-Second Ward of the City of Pittsburgh and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1905. A Resolution entitled, "Resolution providing for a License to Duquesne Light Company for the installation of an underground electrical system on City property, Freeport Road, 12th Ward."

Which was read.

Also,

Bill No. 1906. Resolution repealing Resolution No. 407, approved 6/11/76 for property in the 4th Ward on Wakefield Street. Purchasers have failed to comply with agreement of sale and hand money in the amount of $100.00 is to be forfeited for Andrew J. Udit and Rose J. Udit.

Which as read.

Also,

Bill No. 1907. Resolution repealing Resolution No. 177, approved 2/24/78 authorizing the sale of property in the 10th Ward in the rear of Rosecrest Place, Block 81-M, Lot 272. Former owner redeemed property during process of sale. Hand money of $600.00 will be returned by the Department of Lands and Buildings to Anthony Phillips, Jr. and Deborah J. Phillips, his wife.

Which was read.

Also,

Bill No. 1908. Resolution repealing Resolution No. 954, approved 10/5/77 for the sale of property in the 13th Ward on Chaucer Street, a 2½ story frame house to Donna J. Kemp. Purchaser failed to comply with agreement of sale. Hand money in the amount of $100.00 will be forfeited.

Which was read.

Also,

Bill No. 1909. Resolution repealing Resolution No. 1316, approved 12/30/77 for property in the 32nd Ward on Whited Street changing the sale act from 514 of 1947 to Act 787 of 1937.

Which was read.

Also,

Bill No. 1910. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on McClarren Street designated as Block 10-K, Lot 354, to Roland Spencer and Emmel Spencer, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 1911. Resolution authorizing the sale of property in the 5th Ward being vacant land on Brackenridge Street designated as Block 10-R, Lot 4 and 6, to The Church of God in Christ, Gorden E. Vaughn, Bishop, for the sum of $400.00.

Which was read.

Also,

Bill No. 1912. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Dresden Way, designated as Block 119-S, Lot 102, to John P. Rosarius and Arlene M. Rosarius, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 1913. Resolution authorizing the sale of property in the 12th Ward being a vacant lot on Joseph Street designated as Block 124-F, Lot 195, to Richard L. Craddock for the sum of $500.00.

Which was read.

Also,

Bill No. 1914. Resolution authorizing the sale of property in the 12th Ward being a 2 story brick house on 6569 Ladson Street designated as Block 125-C, Lot 39, to William Page and Charlotte Page, his wife, for the sum of $700.00.

Which was read.

Also,

Bill No. 1915. Resolution authorizing the sale of property in the 26th Ward being vacant land on Leland Avenue, corner of Mayfield Street designated as Block 77-P, Lot 239, to Edward Gray and Anna Lee Gray, his wife, for the sum of $500.00.

Which was read.

Also,

Bill No. 1916. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Ladoga Street near Weller Street designated as Block 70-H, Lot 85, to Kronz Builders, Inc., for the sum of $2,200.00.

Which was read.

Also,

Bill No. 1917. Resolution authorizing the sale of property in the 31st Ward being vacant land on S. Circle Avenue designated as Block 134-B, Lot 183, to Raymond H. Melzer & Dorothy A. Melzer, his wife, for the sum of $300.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Lally** moved to recommit Bill Nos. 1916 and 1917.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson:**

Mr. President, I have a couple of items which I would like to share with Council very quickly.

One relates to a bill I introduced in reference to an audit of the transportation charges that the City has paid to the Department of Supplies in the last three years. I did a little research and it came to my attention that there is a great possibility that we have been overcharged. This is not an uncommon practice and we can go back legally at least three years to determine where we have been overcharged and apply for those costs and hopefully in the spirit of attempting to save money where we can in the City, this audit will give us a pretty good idea of what kinds of transportation charges the City is paying and whether or not we are overpaying.

For those who are unaware, when equipment or furniture is delivered to us, the transportation costs are being paid by the City. By checking the rates and checking the actual dollar figure we can determine whether or not we are overpaying.

The second thing relates to energy conservation. I gave each member of Council a copy of a bill from Duquesne Light Company. Mr. Dick Hyde who is in charge of our street lighting program and also in charge of paying the light bills and phone bills and what have you, indicated that there were a couple of errors on here, but not to the extent that the net amount that we are supposed to pay for October is $203,905.05. That is just for one month . . . and this is what our light bill for the City averages. The reason I bring this up is, as you know, Project Pacesetter right now is exposing the public to a number of ideas on how

we can save on energy. The City is in the process of changing over all of our street lighting from the mercury vapor to another type of light that will give brighter light and use less energy. The problem comes in that the rates that we are being charged are going up faster than we can change over the system. So, while we might be saving electricity, we are paying more. Mrs. Masloff indicated that Art Buchwald had a little column today which dealt with the issue of paying more but getting less. From a theoretical standpoint, we could possibly be down to zero usage as far as electricity is concerned but maybe paying $500,000 or $600,000 a month. I thought I would share that with you.

Also attached are some figures in reference to the fuel cost adjustment. As you can see from 1974 through 1978, the total kilowatts that we are using is going down. Here again, this relates to the fact that while the kilowatt usage is going down, the rates are going up, thus the cost is going up. So, we are using less, but paying more.

Mrs. Masloff did a little quick figuring on this bill for October and she figured out that we are paying somewhere around $160,000 just for the fuel cost adjustment on a $200,000 bill. I'm sorry, $20,000 a month is our fuel cost adjustment. So, the same problem that the average consumer has, the City has in terms of dealing with the utilization of energy and the cost of energy.

The third item relates to the hearing that is scheduled on the proposed amendments to Ordinance No. 148. That hearing is scheduled for October 31, 1978 and I would just like to have the City Clerk notify several individuals who I think need to be here to give us some illumination on the whole bonding procedure of the City. One, I think we need a representative from the Minority Business Enterprise Committee that the Mayor established. It was this Committee that recommended the specific changes in 148. Also, I think we need a representative from the Law Department. Hopefully the specific individual who drafted up the legislation or the changes, and thirdly I think we need to have some representatives here from the major bonding firm to get a little idea as to how the bonding firms operate in the City of Pittsburgh. As some of you may be aware, the recommendations from that Committee in terms of changing the legislation, were geared to assisting minorities in doing business with the City of Pittsburgh. I think we need to have some information from that Committee and from persons who were involved in trying to make this happen.

Thank you.

**The Chair:**

Thank you Mr. Robinson.

**Michelle Madoff:**

Mr. President, in reference to the item Mr. Robinson just brought forward, I think we should realize that as hard as it is on the City, the public is affected in the same way and it is probably a lot harder on them as individuals. I think at some point Council is going to have to try to come up with some innovative ways to try to deal with that problem.

I have some material that was submitted to Moorhead, Heinz, Schweiker, and ultimately went on to all men and I believe it was reflected in the energy bill that is about to be signed. But, I think it is just one little step in the right direction and perhaps we could push through Council to get some greater help in that area . . . tax credits for the public, the same as industry has . . . if industry puts in a solar system, the bank in Pittsburgh that has the solar systems in their bank right now, they are converting their main office building to solar. Obviously they feel it is a means for saving . . . but they can write it off, its a tax credit. Any industry, any business can immediately write it off within a short period of time, but the consumer can't do that. I would like to, in the next month or so, bring forth a resolution which I hope Council members would support which would urge the legislators in Washington to give the same kind of tax credit to the citizens, so that if you could put a solar or en-

ergy conservation system in, or weatherize your home which would cost you say, $15,000.00 you would then have ten years in which to take a tax credit, or five, whichever we thought was a reasonable approach to the subject. I think it is something we should all start thinking about.

I would like to ask Mr. Robinson a question, on this slip that you provided us with, which I think is very important, you have "less credits for outage" . . . it is the second line from the top, above "special facilities charges" . . . do you know what that outage was, is this for a special month?

**Mr. Robinson:**

No, I don't . . . Mr. Hyde was going to be here on Wednesday in case there were some additional questions concerning this, but he was unable to be here, but I can get the answer to that question for you.

**Michelle Madoff:**

I'll tell you why I'm interested . . . you know the lights in the park, Schenley Park were out for over a year and if we are going to get a credit back on it, I wonder if that is for some little street that was out for a week, or was that for the year in the park? For one solid year there were no lights there.

**Mr. Robinson:**

I would suspect that it does relate to that.

**Michelle Madoff:**

I just wondered if that is where it was, or do we see that every month on the bill, Because I have not looked at the bills.

And, may I share one last item with you, for those who may not know, Pittsburgh is having another water problem. I have had about five calls this morning, and I had a letter from somebody today . . . it is not a spill, they don't know whether is is mine acid drainage coming from the Kiski River flowing into the Allegheny or whether it is a natural phenomena. But, it will take one week just to do some bacteriological studies at our lab . . . we won't even know by then, it may be over and we've just got to really start addressing this problem. As you know we have a study under way now with, I think, Touhill and Shuckrow and we have Pitt hopefully, getting involved in doing some samples for us. Our samples are $1,500.00 apiece no matter where we go to get these samples . . . that seems to be the universal figure and that is not only the raw sample at intake, but that is the finished treated sample, is another $1,500.00. Pittsburgh, perhaps is in a little better financial situation than some of the smaller communities and I think the University is going to have to have a commitment to us to help out public bodies in getting these testings done at a lesser fee, I have not been able to pin Pitt down to that, I am working on that at the moment. But, the consultants tell me that four samples are meaningless taking them at random, its like taking a picture, you've got what you see at that moment. If anybody else has had any calls on the water, I'd appreciate your letting me know.

**The Chair:**

I just have one note to add on that regarding the Fuel Adjustment. Certainly we are all aware that the cost of fuel adjustment is just about strangling the consumer financially. I thought I read somewhere or heard where the State Senate had to build a hopper to eliminate the Fuel Adjustment, or at least curtail it . . . am I right Bob, there was something here in the papers about two months ago. So, I presume I will do something after the election, I hope.

**Mr. Givens:**

I would like to make one comment with Michelle, to my knowledge, this last Congressional session, retroactive back to 1977 . . . anyone who put in any

weatherization or energy saving equipment into their homes or property or companies get a rebate.

**Michelle Madoff:**

Yes, but it is very minimal . . . I think it is a maximum of $300.00, it went from $400.00 back to $300.00 on insulation, but on solar energy I think it is $2,-200.00 maximum. If you put in a solar system of $15,000.00, what it . . .

**Mr. Givens:**

They also have some tax deferrment on some of that too.

**Michelle Madoff:**

No, that is $2,000.00 total maximum. Incidentally, one of the solar companies immediately raised the price of their unit $2,000.00.

**Mr. Givens:**

Does that not go down to the homeowner also?

**Michelle Madoff**

$2,000.00 on their tax security.

**Mr. Givens:**

Did you not make the quote that they received nothing?

**Michelle Madoff**

No, I just said that they are not getting enough to make it worthwhile . . . not like industry has. If you had a ten year write off for $10,000.00 the other five that it would cost you you would re-coup in what you are saving in energy.

**Mr. Givens:**

My other question is directed to Councilman Robinson. Bill, in drafting this particular resolution, does the Controller's Offfice have the manpower to go back three years and how many particular transactions are we talking about here? Do you have any idea whatsoever?

**Mr. Robinson:**

No, I think that the key to it is to determine if indeed, we have been overcharged. I am not prepared to say how much time that would take, but it would seem to me that if we are overcharged then we have a responsibility to try and get some money back. If not I think it would be encouraging, shippers perhaps, to pass along to us costs that they should be passing along, thus making a few extra dollars because we are not going to be diligent. I would hope that if indeed this creates a problem at the Controller's Office, we use this discretion to contract out this work. There are firms which specifically look at these kinds of situations and for a fee try to recover for you transportation costs.

**Mr. Givens:**

I was saying that there might be some compromise, and that if there are certain known companies that have been doing this that he could possibly zero in on particular offenders, or make spot checks if he does not have the total capability of doing a three year total audit of everything that has happened, every transaction that has happened. I think this might become quite a magnitude that it would overcome his office.

**Mr. Robinson:**

Well, that is what I indicated, we could contract it out . . . we contract out engineering services, accounting services, and I would hope that it would be serious enough that Council itself, if it got to be a money problem could appropriate some money to have this done. I would say that there is probably a substantial amount of money that is owed to the City. As I said, this practice is not that uncommon. I also think that

anytime you have firms who specialize in this kind of work, there must be some money in it for them if they are willing to take say one or two percent of what they recover. I did talk to a gentleman who does this and he indicated that this is a area that many people who do business, who receive things from individuals by way of shipment, just overlook. Quite often the shipping company does get into a situation where they are charging you more than they are supposed to charge you and it can add up over a period of time.

**The Chair:**

Bill, I don't know about overcharging, what I have experienced in this line is of buying furniture and when the furniture is delivered you always pay a delivery charge. Just the other day it was $65.00 for some bedroom furniture. So you are going to have this charge from shippers and whether we have an investigation or have an auditor or not, I'm just curious what it would reveal.

**Mr. Robinson:**

Well, I think that if it reveals that we have been overcharged, then someone owes us money.

**The Chair:**

How would you determine if we are being overcharged?

**Mr. Robinson:**

Okay, there are rates that are established . . . if we are being charged more than what those rates allow, we have money coming back.

**The Chair:**

Well, if you have a guideline and they are charging more than that, that is something else.

**Mr. Robinson:**

I'm suggesting that probably has occurred, that it is not an uncommon practice . . . this isn't a fishing expedition. I would daresay unless we can produce information that would indicate that the charges that we have been applied to us are true and accurate is well worth our while to begin to look at this. I think this may be a case where there is an area of government that has been overlooked where there may be substantial amounts of money, and if not, I think it is serious enough when we begin to talk about holding down the cost of government, that we should begin to look at some of these areas . . . as you know the Mayor says we might need a tax increase. Part of that reason is to carry on City programs. Well, if we are wasting money or letting money go away from us that is rightfully ours, then I think we are neglecting our responsibility. And some of those little small areas may be places where we can begin to find some of that money so we won't have to ask for maybe a tax increase. I'm not suggesting we are going to find $20 Million Dollars, though.

**The Chair:**

Considerably less.

**Mr. Stone** moved to approve the minutes of Tuesday, October 10, 1978.

**Mr. Lally** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII | Monday, October 30, 1978 | No. 42

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, October 30, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

ABSENT:

Mr. Robinson

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 2019. Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,488.00, in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof.

Also

No. 2020. Resolution providing for the issuance of warrants in favor of the Police Officers listed below, in the amount of $12,880.90, in payment for travel and meals incurred while in training; and providing for the payment thereof.

Also

No. 2021. Resolution transferring the sum of $1,000.00 from Code Account No. 1468, Equipment to Code Account No. 1463, Miscellaneous Services, within the Department of Fire.

Which were severally read and referred to the Committee on Finance.

Mr. Coyne Presented

No. 2022. Resolution providing for the issuance of a warrant in favor of Trumbull Corporation, in the amount of Sixteen Thousand, Six Hundred Eighty Six Dollars and Forty Two Cents ($16,686.42) in payment for Extra Work furnished for

the benefit of the City in connection with the Rehabilitation of Herron Avenue from Centre Avenue to Bigelow Blvd.; and providing for the payment thereof.

Also

No. 2023. Resolution authorizing the issuance of a warrant in favor of Independent Enterprises, Inc., in the amount of Sixty-eight Thousand Two Hundred Seventy-five ($68,275.00) Dollars in payment of Emergency Work furnished for the benefit of the City in connection with the reconstruction of sanitary sewer on Edgerton Street without previous authority of law; and providing for the payment of costs thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2024. Resolution providing for a Contract or Contracts for the installation of traffic signal poles and foundations in various locations, PW 77-18 and PW 78-17; and providing for the payment of costs thereof.

Also

No. 2025. Resolution further amending Exhibit I of Resolution No. 675, approved 8/16/76, as amended by Resolution No. 747, approved 8/16/77, as amended by Resolution No. 1020, effective 10/27/77, as amended by Resolution No. 4, effective 1/31/78, as amended by Resolution No. 725, effective 6/30/78, as amended by Resolution No. 827, effective 8/3/78 entitled, "A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; and providing for the deposit of funds in a bank account", by reallocating funds and creating an additional project.

Also

No. 2026. Resolution changing the name of Ballinger Street from Whited Street to the easterly right-of-way line of the Norfolk and Western Railroad in the Thirty-second Ward of the City of Pittsburgh, to "Ballinger Place".

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2027. Resolution providing for a Supplemental Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the Great House Sale Project amending the Agreement between the parties dated January 5, 1978 by providing for an additional sale or sales and by increasing the amount provided therefor.

Also

No. 2028. Resolution providing for an agreement with ACTION-Housing, Inc., for professional services in connection with the Department of Housing's Neighborhoods for Living Center in an amount not to exceed $50,000.00, chargeable to and payable from the 1978 Community Development Block Grant Trust Fund, Department of Housing, Administration, CDHD (HD-78-13).

Also

No. 2029. Communication from Paul C. Brophy, Director of the Department of Housing, requesting permission for Rachel Goldberg of the Department of Housing to attend Neighborhood Strategy Area Regional Training Session required by HUD, Atlanta, Georgia, November 9-10, 1978, at a cost not to exceed $300.00, payable from CDHD (HD-78-13).

Also

No. 2030. Communication from Paul C. Brophy, Director of Housing, requesting permission for Mary Reilly and Mary Lou Daniel to attend HUD Conference on Women in Community Development, Bethany, West Virginia, November 5-6, 1978, at cost not to exceed $125.00, payable from CDHD (HD-78-13).

Also

No. 2031. Communication from Robert Lurcott, Director of the Department of City Planning, requesting permission for Laura Nagel and Deborah Holmes-Stephenson, Community Planners, to attend HUD Conference on Women in Community Development, Bethany College, Wheeling, West Virginia, November 5-6, 1978, at a cost not to exceed $100.00 payable from Code Account CDPA — Program Administration.

Also

No. 2032. Communication from Robert Lurcott, Director of the Department of City Planning, requesting permission for Reginal B. Young, Jack Sproul, Laura Nagel, Richard Smith, (Planners) Hubert Smith (Enforcement Officer) and Frank Valadez (Fiscal Officer) to attend CD Management Workshop, Monroeville, PA, November 9, 1978, at cost not to exceed $60.00, payable from Code Account CDPA, Program Administration.

Which were severally read and referred to the Committee on Planning, Housing, and Development.

Mr. Lally presented

No. 2033. Resolution repealing Resolution #303, approved 10/4/73, property on 1246 California Avenue being a 2½ story frame house, Block 22-B, Lot 265. The purchaser James Longino failed to comply with agreement of sale. Hand money of $100.00 will be forfeited.

Also

No. 2034. Resolution repealing Resolution No. 668, approved 7/18/77 property in the 24th Ward being a 2½ story frame house on 2155 Lautner Street, Block 48-B, Lot 230, redeemed by former owner during process of this sale. Hand money in the amount of $180.00 to be returned to Arthur C. Savage and Ruth Savage, his wife.

Also

No. 2035. Resolution repealing Resolution No. 828, approved 8/17/77, 2 story shingle house on 2604 Arlington Avenue. Purchaser failed to comply with agreement of sale. Hand money in the amount of $300.00 of Marguerite and Daniel L. Obernauer will be forfeited.

Also

No. 2036. Resolution repealing Resolution No. 357, approved 3/18/78 property on Tarner Street, 28th Ward, Lot 25 x 110, Block 68-M, Lot 206. Hand money of $100.00 to be returned to Gary L. Smith, said property appears subject to adverse possession claims. Purchaser requests cancellation of sale.

Also

No. 2037. Resolution repealing Resolution No. 1179, approved 10/10/78 which authorized the sale of property in the 6th Ward being 2-3 story brick houses on 3036-38 Brereton Street and 2-3 story brick houses on 3036-38 Phelan Way, Block 25-M, Lot 180, reason for repeal property was sold at Sheriff Sale. Hand money of $160.00 to be returned to Louis Spartis.

Also

No. 2038. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Rose Street, Block 10-P, Lot 202, size 20 x 102, to Sinclair C. Alleyne and Alice Champ Alleyne, his wife, for the sum of $150.00.

Also

No. 2039. Resolution authorizing the sale of property in the 14th Ward being a vacant lot in the rear of Zama Road, Block 128-N, Lot 47, size 50 x avg. 86.72 x 46.38 to Satish C. Wadhawan and Anita Wadhawan, his wife, for the sum of $200.00.

Also

No. 2040. Resolution authorizing the sale of property in the 16th Ward being a vacant lot 228.88 x 118, designated as Block 13-M, Lot 320, to William R. Knerr, Jr. and Christine Knerr, his wife, for the sum of $1,600.00.

Also

No. 2041. Resolution authorizing the sale of property in the 17th Ward being 4 lots 20 x 100 each Martin Street to Regina Street. Block 14-D, Lot 33, Jacob A. Miller and Rose M. Miller, his wife, for the sum of $1,000.00.

Also

No. 2042. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Shaler below Greenleaf Street. Plan Lot #14 — 40 x avg. 175 and Lot #15 — 35 x avg. 148, Block 6-K, Lot 216, to Theresa M. Sabille for the sum of $1,150.00.

Also

No. 2043. Resolution authorizing the sale of property in the 20th Ward being a vacant lot 25 x 85 Glasgow Street, Block 21-J, Lot 181, to John J. Hess and Linda B. Hess, his wife, for the sum of $150.00.

Also

No. 2044. Resolution authorizing the sale of property in the 26th Ward on N. Charles Street for the sum of $600.00, to Keith Younger and Brenda J. Younger, his wife. Lot 21.33 x 69.33 x 72 — Block 45-M, Lot 111 18 x avg. 70.32 — Block 45-M, Lot 112 Lot 18 x avg. 71.56 — Block 45-M, Lot 113.

Also

No. 2045. Resoluttion authorizing the sale of property in the 29th Ward being a vacant lot on dead line rear Brownsville Road, Pt. #4, designated as Block 60-S, Lot 256 — 40 x 50 to Peter D. Cherry and Anne E. Cherry, his wife, for the sum of $200.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff presented**

No. 2046. An Ordinance amending and supplementing Ordinance No. 17, approved August 4, 1978, effective August 9, 1978, entitled, "An Ordinance providing for a Comprehensive Merit Based Personnel System for the City of Pittsburgh," by making provision for job descriptions, recruitment and testing for certain positions in the Offices of City Council and the City Controller.

Which was read and referred to the Committee on Finance.

**Michelle Madoff**

Mr. President, I don't know if the last attachment, item e, is legal or not, we will have to review that with the Law Department.

**Mrs. Masloff presented**

No. 2047. Resolution authorizing the Mayor to issue, and the City Controller to countersign, a warrant in favor of Westinghouse Elevator Company in the amount of $916.13, in payment for work furnished for the benefit of the City in connection with the repair of the electric walkway at the Pittsburgh Zoo, without previous authority of law; and providing for the payment thereof.

Also

No. 2048. Resolution authorizing the Mayor to issue and the Controller to

countersign a warrant in favor of S & W Cash Registers and Business Systems, Inc,. for the repair of three (3) cash registers used in the Concession Stands at the Pittsburgh Zoo, in the amount of $433.67 without previous authority of law, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2049. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $2,107.00 for extra work in connection with Phipps Conservatory Renovation, Plumbing Contract, Controller's Contract No. 23234-F.

Also

No. 2050. Communication from Louise R. Brown, Director of the Department of Parks and Recreation, requesting interim approval of payment of $276.50 for repair to electronic cash register at Pittsburgh Zoo.

Which were read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2051. Resolution transferring the sum of Ten Thousand ($10,000.00) Dollars from Code Account No. 1126, Salaries, Regular and Temporary Employees, General Office, Department of Supplies to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies.

Which was read and referred to the Committee on Supplies.

Also

No. 2052. Resolution providing for a Contract or Existing Contracts for "Street Lighting", CD-78-03, Miscellaneous streets throughout the City and other work incidental thereto; and providing for payment thereof.

Also

No. 2053. Communication from David L. Wykoff, Director of Supplies, requesting permission for Richard L. Hyde, Superintendent, Bureau of Tests, to travel to Kenvil, New Jersey, November 8-10, 1978 to test and inspect fire hose, at cost not to exceed $160.00, payable from Code Account 1128, Miscellaneous Services, Department of Supplies.

Which were read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2054. Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Homer A. Bash in the sum of $532.38 in settlement of claim for damage and providing for payment thereof.

Also

No. 2055. Resolution authorizing issuance of a warrant in favor of Robert E. Sullivan in the sum of $893.91 in settlement of claim for damage and providing for payment thereof.

Also

No. 2056. Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Gloria Lee Jemerson in the sum of $1,247.44 in settlement of claim for damage and providing for payment thereof.

Also

No. 2057. Resolution providing for an Agreement or Agreements with physicians to provide physical examinations for CETA applicants and providing for the payment of the costs thereof.

Also

No. 2058. Communication from David L. Donahoe, City Treasurer, requesting

permission to attend Municipal Finance Officers Association meeting Chicago, Illinois, November 8-9, 1978 at cost not to exceed $225.00, payable from Code Account 1063, Miscellaneous Services, Department of City Treasurer.

Also

No. 2059. Communication from John E. Gabriel, Executive Director, Commission on Human Relations, requesting permission for Mark Shaw, Public Information Trainee, to attend one-half day seminar on public relations responsibilities, Carnegie Mellon University, November 1, 1978, at cost not to exceed $10.00, payable from Code Account 1035, Miscellaneous Services, Commission on Human Relations.

Also

No. 2060. Communication from John E. McAllister, Manager, Information Systems, requesting permission for Norman Farrish and Deborah Eperthener, to attend 3-day NCR Training Course, Dayton, Ohio, at cost not to exceed $700.00, payable from Code Account 1043, Miscellaneous Services, Bureau of Information Systems, Mayor's Office.

Also

No. 2061. Communication from John E. McGrady, City Controller submitting the Performance Audit on the Combined Business Taxes Section of the City Treasurer's Office.

Also

No. 2062. Communication from Charles Strong, Executive Director, Public Auditorium Authority submitting the names, positions and salaries of all persons employed by the Public Auditorium Authority as of October 1, 1978.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

**Michelle Madoff**

I would like to make a comment on the bill I have submitted. On March 6th of this year, Bill No. 520, providing for the Comprehensive Merit Based Personnel System was introduced to Council. Approximately four months later on June 28th, Council was informed by Director Smith that the Home Rule Charter's Civil Service Statutes provides that all positions including those in Council and those in the Controller's Office are included in the Civil Service System, and that Council does not have the ability, or the authority to change the Civil Service Statutes.

Despite the opinion by the Director of Personnel, Council amended the bill, exempting positions in City Council and the City Controller's Office on the grounds of separation of powers. As we know, this bill passed and became effective on August 9th, and while I question the legality of the amended bill, and I may yet challenge its legality in the courts, I too, voted for the amended bill, even though I was vocal in my opposition to the exemptions because I felt it was importnat to at least protect the rest of he City employees who would be covered by the merit based Civil Service Bill.

As Councilmembers, we are accountable to the public, we have a responsibility to see that some qualifying tests are given to all City employees even if they are not under Civil Service. In amending the existing Ordinance, I am proposing that job descriptions, hereto not in existence, be prepared, and that testing be given all persons who work for the City Clerk and Controller to assure that employees meet minimum job related standards, skills and abilities required for employment.

**The Chair:**

I will refer this to the Law Department . . . we have a bill which was passed by Council and signed by the

Mayor, and as you have heard, Michelle has decided she now wants to amend the amendment. Is this in order, or must she then refer to a court of law,

**Mr. Stone:**

Mr. President, if I may. First of all, I don't mind anyone advancing an argument or a thrust that they might like, but you can't have both sides of it. You either have to be one or the other, you don't vote for it and say I didn't mean what I said, I mean something different . . . like talking out of both sides of my mouth. If you voted for it, you would have gotten then, as the bill was designed to do, to give Civil Service, on behalf of those people under the Administration and covered by the Department of Personnel. No one said that eventually everyone would not be covered by Civil Service in the City of Pittsburgh. We were then, if you will recall, looking for that independent form, still protecting what is more important to the City of Pittsburgh, than something that someone would like to blow beyond its proper proportions, and that is the separation of powers. It is only with the protection of separation of powers do we have the ability to monitor one another to keep this City on a straight path as it should be conducted. We looked for the Personnel Appeals Board to see if that would be one of those models. We at that time did not have a full compliment of them. We now have three, we are attempting to see whether or not they will function. But, if anyone desires and feels such impulse that they have got to do things . . . as long as you do it with not "tongue in cheek" . . . I think it is about time we do it where we do and say what we really mean and mean what we really say rather than go through all this double talk and perpetually talking out of both sides of our mouths.

**Michelle Madoff**

Mr. President, I was new to Council at the time, I knew that the votes were eight to one, I voted because, as I stated, I felt we should not hold up the rest of the City, although in retrospect I realized my vote wouldn't have mattered, there was a majority vote anyway . . . I should have voted nay. I was very vocal, as a mattter of fact the record will reflect the tremendous argument that I put up opposing the exempting the City Council and Controller's Office, so I don't believe I was talking out of both sides of my mouth . . . I am a little older and a little wiser now and I know what goes on in Council and I think we can address that at the Wednesday meeting, but I think that leaving it go to some other Board, Appeals Board that may have some jurisdiction does not address the issue. The issue is are we or are we not going to have some minimum standard for hiring people in the City. They are two separate and apart issues.

**Mr. Givens:**

Mr. President, if I could just make one appeal to Mrs. Madoff in regards to the separation of powers as addressed in the Home Rule Charter. One of the main points of our Home Rule Charter was to give the ability of the Legislative Body, that of Council and the Executive Body, that of the Mayor and the Administration, separate powers and afford to have people appointed by the Mayor dictating to the Legislative Body as to who we can hire, when we can hire them and the qualifications of those people, I think then, that would put the Legislative Body at a distinct disadvantage. I think within our own Legislative Body, being a small councilmanic group back here that we have high caliber people hired here and if there is any question as to their abilities then that is an internal matter within the Councilmanic body.

**Michelle Madoff:**

Again, I think you are dealing in two separate issues . . . one is your opinion is that the staff of Council is a very effective one . . . I would say that in 99%, 98%, I think would agree with you. That is not the issue. I still think we are using taxpayers dollars . . . Mike Perry, City Clerk does not do the hiring . . . at that time I was also ignorant of that fact, I thought he did his hiring, it is not true, we do the hiring and again it is by majority. And, I think that we

would be remiss in our obligations in the way we spend public dollars if there were not some degree of expertise and competence, and using the guise of separation of powers is really a red herring. If you want to have separation of powers and if I feel personally that there is some qualifying mechanism for hiring people and that we are getting the best people, I will not challenge this document or the Civil Service Document in the courts. If I don't I tell you right now, I will.

**Mr. Bulls:**

Mr. Chairman, I would like to say one thing . . . I think in any corporation or any company if they had a staff in which 99% of the people were capable and qualified, I think that would be a terrific rate.

**The Chair:**

I refer again to the Law Department, that question still holds, does Michelle Madoff have the right to motion for an amendment or must she have recourse to the Courts, as she herself suggested.

We have a case here where we have already amended the Ordinance, now she is talking about re-amending it. If she makes that motion, is it in order?

**Vince St. Johns (Parlimentarian):**

Not addressing myself to the substance of the legislation, but an amendment can be induced to existing legislation for Council's consideration later.

**Mr. Lally:**

Are you submitting an amendment?

**Michelle Madoff:**

I submitted an Ordinance amending the amended Resolution where we exempted Council on the basis of the argument that we have separation of Powers . . . I will buy that if there are some qualifying factors, plans, as I stated, to be very specific . . . "propose that job descriptions be prepared where none exist presently and that testing be given all persons who work in the City Clerk's and City Controller's Office to be sure that employees meet minimum job related standards, skills and abilities required for employment". It has already been introduced.

**Mr. Perry:**

It will be in committee next Wednesday.

**Michelle Madoff:**

There is just an addition to Section 3.2:

"Positions in the City Council and City Controller's Office shall not be covered by the procedure set forth in this ordinance."

That was the exemption originally, we are adding:

"Provided, however, that such position shall be filled according to the following procedure"

Really, the Personnel Office would not have the right to say aye or nay in hiring, indeed you could even perpetuate patronage if you wanted to, but at least they would be qualified.

**Mr. Stone:**

Mr. President, I would be remiss if I, since it was mentioned four times, if I didn't rise to the occasion of these employees. Again, it is an attempt to talk out of both sides of the mouth by implying that, "I am not impugning the capabilities of the employees", while four times this Councilwoman has attempted to say at least if they were qualified. Unless she has any evidence that any of them are not qualified, I think it doesn't behoove her, nor us, to sit here and attempt to impugn the ability, the honesty or the integrity of

these employees. I think all of the people working here in the City Clerk's Office and those down in the Controller s Office are qualified and they are attempting to do their best.

All this whole program was designed to do was give some sort of job security.

But, I don't think we should change it around to impugn that they are not doing the job. Too many people with a looseness of tongue tend always to impugn and destroy the good integrity of those who are trying to do a good job. And I'm not going to sit here and let this hogwash continue.

**The Chair:**

Mr. Stone, if I may, I concur in your opinion. I must add that in the seven years that I have been on Council, this is the first time that really a complaint has been made about any employee of the City Clerk's Office or City Council.

**Michelle Madoff:**

In the past few months, I have had the opportunity to observe abilities of the staff of both the City Clerk and the City Controller's and I am of the opinion that most of the staff is of a high calibre, who have nothing to fear from taking a qualifying test. I am also aware that there are exceptions, persons earning better than $9,100.00 just out of school, who cannot read their own shorthand or punctuate letters . . . I learned this when my own letters to department heads, after a week's delay, could not be sent because they were never adequately transcribed. There are other examples of persons unable to answer the phones, handle a switchboard, who were only learning to type and receiving the same $9,100.00 a year.

I am now older and wiser, statements made that Council is the only place where it takes five people to hire or fire, only a test of the perpetuation of the patronage system. With Councilmembers who desire to do so sponsoring someone, and four friends in the club voting in support, this time in exchange for a quid-quo vote next time.

I have also learned of a relationship of various members of personnel, of the City Clerk and City Controller's Office to Councilmembers, and while it may be true that there is no nepotism in the legal sense, there is certainly patronage under the misnomer of sponsorship of long standing acquaintanceships. If we are to have patronage, let us at least see that they are qualified. And it can be documented.

**The Chair:**

I hope you sleep well at night, believe me.

**Mr. Stone:**

You know, I'm sort of impressed with that, I think we ought to give a test to Councilmen because there are some who have been coming here doing a lot of talking, and I've seen some of these people, and mainly the one who's been talking . . . in my five years on City Council, has probably come to this Council table more ill-prepared than anyone else, but prepared with a lot of lip but no work.

**Michelle Madoff:**

I don't see you here too often, Mr. Stone, but you work hard.

## REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 2063. Report of the Committee on Finance for October 25, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1945. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of James C. Eastley, Inc., in the amount of $3,371.97, for emergency service and repairs to two boilers located at Moore Recreation Center and McKinley Park without previous authority of law and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 1952. A Resolution entitled, "Resolution transferring the sum of $2,500.00 from Code Account 1049, Supplies, Department of City Controller to Code Account 1048, Miscellaneous Services, Department of City Controller."

Which was read.

Also,

Bill No. 1981. A Resolution entitled, "Resolution transferring the sum of $8,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1 — Premium Pay, Department of Lands and Buildings."

Which was read.

Also,

Bill No. 2010. An Ordinance entitled, "An Ordinance amending Section 8 of Ordinance Number 635 of October 31, 1975 entitled, 'Authorizing and establishing procedures for the deposit of city funds in municipal depositories; authorizing the designation of a paying agent for General Obligation Bonds; prescribing the manner in which warrants shall be drawn from the City Treasurer; the execution and acceptance of said warrants and the signature requirements for checks drawn by the City on its depository; and repealing certain prior ordinances,' to provide for an increase in the maximum amount of deposits placed in any one bank."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 2064. Report of the Committee on Public Works for October 25, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1939. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the preliminary design for replacement of the Bloomfield Bridge; and providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 1940. A Resolution entitled, "Resolution granting unto the Median School of Allied Health Careers, 121 Ninth Street, Pittsburgh, Pennsylvania, 15222, its successors or assigns, the privilege and license to construct, maintain and use, at its own cost and expense, a ramp for the handicapped on the easterly sidewalk of Ninth Street in the Second Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 1941. A Resolution entitled "Resolution providing for an Agreement or Agreements with Dr. James C. McDavid for Professional Services in connection with the Department of Environmental Services' Ten Year Solid Waste Management Plan; and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2065. Report of the Committee on Planning, Housing and Development for October 25, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1902. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jerome J. Gnipp and Maureen Gnipp for the sale of Parcel 12C in the Twenty-Eighth Ward of the City of Pittsburgh in part of Redevelopment Area No. 24."

Which was read.

Also,

Bill No. 1903. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Clyde Battles for

the sale of Parcels 103 and 104 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1966. A Resolution entitled, "Resolution providing for a contract or contracts from time to time in connection with the demolition and removal of condemned buildings Department of Housing, DH Project 78-14, and providing for the payment of the costs thereof." (AS AMEDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 2066. Report of the Committee on Parks and Recreation for October 25, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1950. A Resolution entitled, "Resolution amending Resolution No. 987, effective August 31, 1978 entitled 'Providing for a contract or contracts or the use of existing contracts for the construction of a gym and multipurpose addition to the Henry Kaufmann Neighborhood House and providing for the payment of the cost thereof' by increasing the authorization."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mrs. Masloff:**

Mr. President, I would like to amend Bill No. 1950 by deleting the following from the second paragraph, "$470,000.00 — and $110,000.00 payable from the 1978 Community Development Block Grant Trust Fund, Unspecified Local Options, 78 CDBG-ULO."

Mr. Stone seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

Anda majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 2067. Report of the Committee on Lands and Buildings for October 25, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1916. Resolution authorizing the sale of property in the 28th Ward being a vacant lot on Ladoga Street near Weller Street designated as Block 70-H, Lot 85, to Kronz Builders, Inc., for the sum of $2,200.00.

Which was read.

Also,

Bill No. 1948. A Resolution entitled, "Resolution further amending Resolution No. 71, approved February 15, 1977, as amended by Resolution 872, approved October 3, 1977, entitled: 'A Resolution providing for a contract or contracts in connection with the Relocation of No. 8 Police Station, Department of Lands and Buildings, Project No. 76-4, and providing for the cost thereof' by increasing the total costs from $153,000.00 to $223,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

On Bill No. 1916, as you know, our present wording in the Wednesday meeting . . . it reads, "Resolution authorizing the sale of property . . .", and as you know, I have asked Mr. Valaw, and he is in the process of re-writing, or re-drafting the language so we don't have misnomers.

I have no objections to this land coming up before us, or being petitioned by the courts for sale, it is just in the wording and we are both, Mr. Lally and I concerned about that, and how long it takes to search liens.

I would like to point out that this particular property has five builders interested in it, and for some unknown reason . . . and I know Mr. Lally is going to check into it, this particular property which is of some substance and some value is not listed in the book that anybody can purchase, or, I guess it is free now, but they should be purchasing it, which lists all the properties. There were I think, two others, at least one other that we know of that is not in the book. That is why I am concerned that we change our method of operating, instead of having the land for sale in small print in the legal notices, at least three times a year or maybe twice a year, have full page ads which do list these properties giving the same opportunity to everybody to acquaint themselves with properties that might be of interest to them.

**Mr. Lally:**

We did research this property and the property is all hillside property in the 28th Ward, it is valuable property without any question, but it will be, as you know, up for bid in the courts at that time, this is just to get it on the books.

**Michelle Madoff:**

Mr. Perry, I wonder if you could find out for me when that bidding would take place because, I would like to attend.

**The Chair:**

Mr. Lally, if I may, no doubt this piece of land and some others are exceptions, of course the exception is not always the rule. It's been my understanding that most of this property is

not valuable, hillsides and what have you and really not worth buying, not even giving away for that matter . . . so I just want to make that clear that we are talking about. . .

**Mr. Lally:**

We are talking about the piece in our papers presented today that is in Michelle's back yard and she is interested in buying it, or so she says anyway. Is that right?

**Michelle Madoff:**

No, but I'm going to go look at it so you won't have to make the trip.

**Mr. Lally:**

It's in her back yard.

**Michelle Madoff:**

It's about four blocks over, not quite, but I recognize the street.

**Mr. Lally:**

Well, at any rate, these are properties which have been off the tax roles for a long time.

**Michelle Madoff:**

We ought to get them back on.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Bulls:**

I'd like the City Clerk to ask Superintendent Coll to come up to our Wednesday's meeting on the Post Agenda items. We sat at that table some time ago and I think it was the Bloomfield Citizens Council who was promised that they would get additional policemen in September, and it is my understanding that there are no classes going on in the Police Academy now and I would like him to come up and explain that.

Mr. Stone moved to excuse Mr. Robinson from the meeting.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone moved to approve the minutes of Monday, October 16, 1978.

Mr. Lally seconded the motion.

Which motion prevailed.

And on motion of Mr. Lally

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. VXII Monday, November 6, 1978 No. 43

Municipal Record

### ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, November 6, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mr. Lally |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Michelle Madoff | Mr. DePasquale (Pres't) |

ABSENT:

Mr. Stone

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all .

PRESENTATIONS

Mr. Coyne presented

No. 2068. An Ordinance providing for the declaration of a traffic emergency by reason of excessive snow or ice on the City streets; prohibiting parking thereon and the use thereof by motor vehicles unless properly equipped; providing for the removal of and penalties for vehicles in violation; and repealing Ordinance No. 9, approved April 7, 1978.

Also

No. 2069. An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335 entitled: "An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof", approved October 3, 1922, as amended and supplemented.

Which were read and referred to the Committee on Public Works.

Also

No. 2070. Resolution providing for the issuance of a warrant in favor of Gerald Ferrence in the amount of Six Hundred Eighty Five ($685.00) Dollars in payment for construction work at the City Radio Communications Building and providing for the payment thereof.

Also

No. 2071. Resolution providing for the issuance of a warrant in favor of Volkwein Brothers Iron and Wire Works Company in the amount of Four Hundred Twenty Seven ($427.00) Dollars in payment for the installation of a wire mesh partition at the City Radio Com-

munications Building and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2072. Resolution providing for a Contract or Contracts for the replacement of the South Aiken Avenue Bridge, providing for the payment of the costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 2073. Resolution providing for a Contract or Contracts for the rehabilitation of the Stanwix Street Bridge, PW 77-34, providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 2074. Resolution authorizing the Mayor and the Director of the Department of Public Works, on behalf of the City of Pittsburgh, to enter into an Agreement with the Commonwealth of Pennsylvania providing for reimbursements to the City of costs for salting and snow plowing State Highways within the City limits during the period from November 1, 1978 to April 15, 1979.

Also

No. 2075. Communication from John E. Ruff, Director of the Department of Public Works, requesting reimbursement to Marsha Clark of $104.50 and Ed McGee of $127.00 for travel expenses in connection with trip to Philadelphia, PA, September 19, 1978 to meet with representatives of EDA. Funds are available in Code Account 1601, Miscellaneous Services, Department of Public Works.

Also

No. 2076. Communication from John E. Ruff, Director of the Department of Public Works transmitting traffic regulations to be instituted on various thoroughfares in the City of Pittsburgh for a 60-Day trial period beginning November 1, 1978.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2077. Resolution transferring $3,000.00 from Code Account 1102, Salaries and Wages, Regular and Temporary Employees to Code Account 1103, Miscellaneous Services.

Which was read and referred to the Committee on Finance.

Also

No. 2078. Resolution amending Resolution No. 817 providing for a Consultant Contract or Contracts with Urban Design Associates to carry out the development portion of the Oakland Planning Study; and providing for the payment of the cost thereof by increasing the cost thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Mr. Lally presented

No. 2079. Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1364 — Repairs,

General Office and Administration, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Michelle Madoff seconded the motion.

Which motion prevailed.

Also

No. 2080. Resolution repealing Resolution No. 1062, approved 11/4/77, for the sale of property in the 24th Ward on 1839 Howard Street, Block 46-S, Lot 95, to Talib Ghafoor. Reason for repeal is former owner redeemed property during process of sale. Hand money of $180.00 will be returned to Talib Ghafoor by the Department of Lands and Buildings.

Also

No. 2081. Resolution authorizing the sale of property in the 5th Ward on Bryn Mawr Road corner of Camp Street designated as Block 27-B, Lot 41, Lot 27.14 x 100 x 23.89 and Lot 20 x 100 Bryn Mawr Road to Birda P. Porter, for the sum of $1,800.00.

Also

No. 2082. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on rear Stanton Avenue designated as Block 81-H, Lot 50, to John Lovejoy for the sum of $600.00. Lot 364.64 x avg. 112.57.

Also

No. 2083. Resolution authorizing the sale of property in the 15th Ward on Vespucius Street between Second Avenue and Dyke Street to Joseph J. Mastriano for the sum of $500.00. Lot 24 x 100 x 21.6, Block 57-F, Lot 21 Lot 24 x 100 x 21.6, Block 57-F, Lot 23, Lot 24.25 x 118, Block 57-G, Lot 104.

Also

No. 2084. Resolution authorizing the sale of property in the 15th Ward being vacant land on Flowers Avenue to Edward R. Storto for the sum of $800.00, Block 56-G, Lot 36 being of size 20.15 x avg. 81.65 and Block 56-G, Lot 37, size 20.68 x 124.

Also

No. 2085. Resolution authorizing the sale of property in the 16th Ward on Stromberg Street designated as Block 13-D, Lot 87, to Joseph M. Lorkowski and Marlene F. Lorkowski, his wife, for the sum of $400.00. 4 lots 20 x 80 each.

Also

No. 2086. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Quarry Street designated as Block 14-D, Lot 273, to Herman J. Lieb and Dorothy Lieb, his wife, for the sum of $200.00. Lot 145 x 126.27 x 58.

Also

No. 2087. Resolution authorizing the sale of property in the 18th Ward being vacant land on Camfield Street rear of Riefert Street, Block 33-E, Lot 177, of size 5 x 125.3, to Domenic Vano and Josephine R. Vano, his wife, for the sum of $150.00.

Also

No. 2088. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Perrysville Avenue, Block 77-J, Lot 9, being of size 20 x 90, to Joseph Krasicki, Jr. for the sum of $200.00.

Also

No. 2089. Resolution authorizing the sale of property in the 27th Ward being vacant lots on Flora Street between Transvall and Longview to William C. Martin III and Louise M. Martin, for the sum of $1,000.00. Lot 35.59 x 100 Flora Street, 2 lots 35 x 100 each Flora Street, Lot 31 x 100 Flora Street all in Block 115-A, Lot 22.

Also

No. 2090. Resolution authorizing the sale of property in the 29th Ward being vacant lots on Linnview Avenue to Mark Emanuele for the sum of $2,000.00. Block 33-S, Lot 321; 25 x 140, Block 33-S, Lot 324; 25 x 140, Block 33-S, Lot 325; 25 x 140, Block 33-S, Lot 326, 25 x 140.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff presented**

No. 2091. Resolution further amending Resolution No. 1348, approved December 30, 1977, effective January 1, 1978, as amended, entitled "A Resolution — making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year, beginning January 1, 1978," by making an additional appropriation of $150,000.00 in the Water Fund to Code Account No. 1750, Chemicals.

Which was read and referred to the Committee on Finance.

Also

No. 2092. Communication from John C. Miller, Director of the Department of Water, requesting interim approval of payment of $15,800.00 for extra work in connection with cleaning/repair, cement mortar lining 48"/50" steel rising main to Highland Reservoir #2, Controller's Contract No. 23179.

Also

No. 2093. Resolution authorizing the Director of the Department of Lands and Buildings to use his authorization to post signs on vacant lots, and to purchase newspaper space for advertisement of all city owned properties and structures that are available for sale.

Which were read and referred to the Committee on Water.

**Mr. Robinson presented**

No. 2094. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Breathin Apparatus, Self-contained, etc., for the Department of Emergency Medical Services, and for the payment thereof.

Which was read and referred to the Committee on Supplies.

**Mr. Stone presented**

No. 2095. Resolution providing for the issuance of a warrant in favor of Dr. Frank M. Verducci in the amount of $945.00 for the use of Firefighter Physical Apptitude Examination administered by the City of Pittsburgh on July 22, 1978, for the benefit of the City, without previous authority of law, chargeable to and payable from Code Account No. 1100, Miscellaneous Services, Personnel and Civil Service Commission.

Also

No. 2096. Communication from John McAllister, Manager, City Information Systems, requesting permission to attend Western Pennsylvania Chapter Municipal Finance Officers Association Meeting, November 16, 1978, at cost not to exceed $10.00 payable from Code Account 1043, Miscellaneous Services, City Information Systems.

Also

No. 2097. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission requesting permission for Deborah Ritunnano to attend

Youth Employment and Demonstration Project Act Workshop, New York City, NY, November 27-28, 1978, at cost not to exceed $375.00, payable to CETA Trust Fund.

Also

No. 2098. Communication from John E. McGrady, City Controller submitting departmental replies to the performance audit released on August 11, 1978, on the City of Pittsbugh Animal Control Program.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Robinson for Mr. Stone presented

No. 2099. Report of the Committee on Finance for November 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1980. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of D. R. Hamburg Associates, in the amount of $1,300.00, as partial payment for extra work in connection with the Solar Mechanical System for No. 2 Police Station, without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2000. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of O'Donoghue Construction Company in the amount of $64.50 in payment for work performed at Schenley Park Athletic Shelter furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2001. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Andrew Metz Plumbing Company in the amount of $2,200.00 in payment for work performed at Leslie Recreation Center furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2002. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Domenic Parente Contractors in the amount of $525.00 in payment for work performed at Bituminous Paving — Spring Hill Playground furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2003. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Domenic Parente Contractor in the amount of $2,917.00 in payment for work performed at Heth's Run Playground, furnished for the benefit of the City without previous authority of law; and for the payment thereof."

Which was read.

Also,

Bill No. 2004. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Casciato Construction Company in the amount of $11,075.00 in payment for work performed at King Center Renovation furnished for the benefit of the City without previ-

ous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2005. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Midwestern Inc., in the amount of $3,180.00 in payment for work performed at Phillips Park Swimming Pool and Bathhouse furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2006. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Feldman Electric in the amount of $243.68 in payment for work performed at South Side Market House furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally,"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 2100. Report of the Committee on Public Works for November 1, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1963. A Resolution entitled, "Resolution providing for an Agreement or Agreements with BKI Associates, Inc., 9528 Rockport Road, Vienna, Virginia 22180 for professional traffic planning and engineering services in connection with improvements in the East Liberty Mall area and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 1964. A Resolution entitled, "Resolution vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an easement for the storm sewer located therein."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally,"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2101. Report of the Committee on Planning, Housing and Development for November 1, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1692. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 8 by changing from "R3" Multiple-Family Residence District to "C1" Neighborhood Retail District all that certain property bounded by: Beltzhoover Avenue; the "C1" Neighborhood District boundary line located between Sylvania Avenue and Cedarhurst Street; Ardale Way and Lot Numbered 147, Block 14-J in the Allegheny County Block and Lot System, 18th Ward."

Which was read.

Also,

Bill No. 1968. A Resolution entitled, "Resolution creating a special trust fund in connection with the return of the revolving fund monies from the Model Cities Contractor Bonding Project, and providing for the deposit of such funds."

Which was read.

**Mr. Givens:**

Mr. President, I move to amend Bill No. 1968 by adding a Section 3 to read as follows:

"Section 3. Any and all funds deposited into this account shall be made available to Opportunities Industrialization Center, Inc., (OIC) for the Minority Contractor Bonding and Assistance Program after approval of the appropriate legislation to amend the agreement between the parties dated October 11, 1968, Contract No. 23527-F."

**Mr. Robinson** seconded the motion.

Which motion prevailed.

Also,

Bill No. 1969. An Ordinance entitled, "An Ordinance declaring the need for a Vacant Property Review Committee to function within the City of Pittsburgh and creating the same pursuant to the Authority of the Urban Redevelopment Law, Act of May 24, P. L. 991, as amended."

Which was read.

**Mr. Givens:**

Mr. President, I would like to mention one thing regarding Bill No. 1969, wherein the creating of the Vacant Property Review Committee I have talked to Jim Kelly and have just received word from the Mayor's Office that there is no objection from the Mayor in regards to having Council appoint one member to that particular Board.

As you can recall, last Wednesday, I abstained and I think Mr. Lally voted no because of wanting to get legal counsel on this. It appears that there is no problem in that particular area.

**Mr. Robinson:**

Mr. President, I think it should be

made clear that Council is well within its prerogative, by way of legislation, to designate that Council appoint members to that Vacant Property Review Committee and regardless of what kind of comments come from the Mayor and his staff, we have a legal prerogative and I think that is the prerogative that myself and Mr. Bulls were speaking of when we requested that Council be able to appoint someone to that Committee.

Mr. Lally:

Yes, Mr. Chairman, that was one of my reasons . . . I wanted to get a legal opinion before I voted . . . that is why I voted no last week. I did receive that legal opinion and now I'm in a position to change my vote.

Mr. Bulls:

Mr. President, being the one who added the amendment, I think that it is very important that Council has the right to elect a person to be on this new Committee:

Mr. Givens:

Mike made the State Enabling Legislation, did not address the Council, did address the Governing Body and to have one elected official by that and there was no limitation, a minimum of people could serve on that but it did not say to that Governing Body that you can expand it to whichever way you want, be it the Council or the Mayor.

Also,

Bill No. 1970. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Brenda Tate for the sale of Parcel 129 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1971. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Toni Fay Williams for the sale of Parcel 128 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1972. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Aaron R. Mann for the sale of Parcel 98 in the Third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 1973. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Hayward L. Arnold and Betty A. Arnold for the sale of Parcel 68D in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1974. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Hayward Arnold, Sr. for the sale of Parcel 28B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 1975. A Resolution entitled,

"Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Constance Smith for the sale of Parcel 129 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1976. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Monte T. Conley and Ann L. Anderson for the sale of Parcel 46c in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1977. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Pauline Hodge for the sale of Parcel 46b in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1978. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Eugene Conner III and Cheryl A. Conner for the sale of Parcel 46a in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 1979. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Housing Opportunities, Inc., for the sale of Parcels 8-6 and 8-7 (128-134 Flowers Street) in the Fifteenth Ward of the City of Pittsburgh in Redevelopment Area No. 40."

Which was read.

Also,

Bill No. 2011. A Resolution entitled, "Resolution amending Resolution 1070 approved November 10, 1977, entitled 'Providing for an agreement or agreements with the Public Parking Authority of Pittsburgh for demolition of the Liberty Baking Company Building in the East Liberty Section of the City and providing for the payment thereof', by decreasing the allocation to $115,198.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

I would like to request the Council Clerk to have a representative from the URA, I guess Mr. Steve George, as a Post Agenda item meeting on Wednesday to substantiate the statement he made that when we list URA properties with realtors, and they are listed on multi-list but they are advertised, but that is not true . . . they are not advertised. They are sold within two to three days. I would like to point out an example of what I discovered by calling people within this weekend.

The reason I called is, if you will look at Bill No. 1973 and 1974, the names are identical . . . well it turned out one was the father and one was the son. I wanted to know, I thought perhaps they were buying two pieces of property and wanted to know why. I discovered in the same vein that the property that we were selling, that we were rehabing at

$63,000, it was being purchased at $28,-000, which had three units in it. Here is another example of the same thing. This particular property is $16,000, it has a two bedroom and a one bedroom unit. The person buying it was Mr. Howard Arnold, a realtor, he was kind enough to talk to me and educate me. What he told me is that he is buying the property at FHA and will be putting $500 down, if it was a conventional mortgage it would have been $800. The mortgage payments will be approximately $175.00 per month. He will rent out an apartment at $130, he said $135, I made it $130 just to come up with even a lesser figure and that would be the tenant paying their own utility rates . . . that means that Mr. Arnold is going to have an apartment for $40 a month. Now, that is fine, except that there are two problems . . . we do want to create housing, we do need to get rid of this property and perhaps it would have to be demolished if we let it go to the point where it is beyond redemption. But, if we are coming up with $63,000 to rehab properties that are sold at $28,-000, and I don't know what the rehab figure is . . .

**Mr. Givens:**

Michelle, you are talking about two different things here . . .

**Michelle Madoff:**

I'm talking about two things, two bills, they are both rehabs . . .

**Mr. Givens:**

One was very small . . .

**Michelle Madoff:**

One is $16,000 but it was rehabed completely, there must have been a dollar figure to rehab it that was greater than what we are selling it for. Or, even if it cost us that money, the person is buying it at a lesser figure. There should be perhaps some consideration to reimbursement. Perhaps the person buying it could not come up with $63,000 to rehab a property, but there should be some figure of reimbursement to help offset that property when indeed the people buying them are going to live in them for $40 per month. And, perhaps on that $63,000 they may be living rent free. I don't think that is what we are in business for:

**Mr. Givens:**

Well, I think all of the Councilmen have challanged the fact that URA and the Government going out and spending this type of money for that type of development. But when one looks into it more deeply, we find out that the City of Pittsburgh has been criticized by HUD for not putting family type housing in the neighborhood areas, number one. Number two, if you look at some of the sites, you talked about Mr. Arnold there, the father and son relationship, those two parcels are located in different areas, they are not adjoining properties, and they are right in the middle part of the Hill. You have to realize there is a certain endangerment to a certain degree when one even takes out that type of investment, that will they get their money back. They are speculating, I am sure, to a certain degree, that that neighborhood is going up. If it wasn't going up, they wouldn't be buying it, because even if you have a nice remodeled home in a particular area and you don't live there personally and manage it personally, you know what would happen to that property.

What we are trying to do, and what the Federal Government is asking us to do is upgrade particular neighborhoods, and although it seems like it is very high in cost, it is essential and something that primarily the City of Pittsburgh has been criticized for not doing and then we are in fact, going to loose Community Development money if we did not streamline some of our Neighborhood Housing Programs. This being just one of those Neighborhood Programs.

**Michelle Madoff:**

Perhaps I wasn't clear in what I was

saying . . . I agree that we have to do that, but I think the $63,000 would have gone a lot further in rehabing more properties. If we weren't acting as Santa Claus with that particular person renting, and if you look at the income of that particular person renting they are not destitute.

**Mr. Givens:**

No, I looked at that particular building and if it was to be torn down to put something up on its location, knowing that the building cost today is high, and what they were getting actually out of that particular three apartments, and they are three good sized apartments, actually almost a home in itself, to tear it down, demolition and to rebuild in that particular area would have probably cost us lot more money. Recycling a sound building is more economical.

**Michelle Madoff:**

Mr. Givens, I don't quarrel with what you say, I agree 100% with what you are saying, I'm just saying that we can't give him a gift. There should be some remuneration for the cost of rehabing it. People cannot get an apartment or a house, own a property at $40 per month. Now, my big complaint was not the fact that they are getting a big bargain, but what I learned to my dismay is that the properties are all sold within one to two or three days, because the realtors having it on multi-list have been contacted by people who have been looking for properties and they call them up and say, "Joe, I've got a property for you", and it is sold immediately without other people, there are 15,000 people in this community, in this city, who are living in homes that are not suitable, or substandard dwellings, and they don't have the opportunity to know about these properties because they are not being advertised, either by URA or by the realtors. And, if they did that we could have a lot more property sold and I think we could spread that $63,000 a little better.

**The Chair:**

If I may, ladies and gentlemen, this piece of property is going to come up for discussion on Wednesday, and no doubt we are going to kick it around quite a bit then, so, in saving some time, could we delay it until Wednesday.

**Michelle Madoff:**

You are right, Mr. President, I apologize.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally,"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson** presented

No. 2102. Report of the Committee on Supplies for November 1, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2009. A Resolution entitled, "Resolution providing for an audit of transportation charges, during the last three years, of all purchases for the City

of Pittsburgh in the Department of Supplies, by the City Controller's Office."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff presented**

No. 2103. Report of the Committee on Parks and Recreation for November 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2007. A Resolution entitled, "Resolution authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh, in an amount not to exceed $60,000.00, in the Department of Parks and Recreation."

Which was read.

Also,

Bill No. 2008. A Resolution entitled, "Resolution authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh, in an amount not to exceed $200,000.00, in the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally,"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally presented**

No. 2104. Report of the Committee on Lands and Buildings for November 1, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1917. Resolution authorizing the sale of property in the 31st Ward being vacant land on S. Circle Avenue designated as Block 134-B, Lot 183, 187, to Raymond H. Melzer and Dorothy A. Melzer, his wife, for the sum of $300.00.

Also,

Which was read.

Bill No. 1984. A Resolution entitled, "Resolution providing for an agreement or agreements with the School District of Pittsburgh and the Urban Redevelopment Authority of Pittsburgh for the Marketing of the Fifth Avenue School Property, and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 1985. A Resolution entitled, "Resolution amending Resolution No. 936 approved August 14, 1978, entitled: 'A Resolution providing for services from time-to-time, with various Consultants including, but not limited to Mechanical, Construction, Electrical, and Geo-Technical, by letter bid, in connection with Renovations to Various Public Buildings, and providing for the payment of the costs thereof, by deleting the aggregate cost not to exceed $5,000.00."

Which was read.

Also,

Bill No. 1986. Resolution repealing Resolution No. 910, approved 11/15/76 which authorized the sale of property in the 13th Ward on Fargo Street being a vacant lot designated as Block 231-N, Lot 294 to LeRoy F. Gordon, Mildred V. Gordon, Frank W. Gordon, Tenants with the Right of Survivorship, but not as tenants in Common. Hand money of $100.00 to be forfeited as purchasers did not comply to agreement of sale.

Which was read.

Also,

Bill No. 1987. Resolution repealing Resolution No. 390, approved 5/5/77, which authorized the sale of property in the 17th Ward being a vacant lot on Carson Street, Block 3-H, Lot 144, to Marion Builders for the sum of $2,200.00. Hand money to be forfeited as Marion Builders have failed to comply with the agreement of sale.

Which was read.

Also,

Bill No. 1988. Resolution repealing Resolution No. 38, approved 2/2/76 which authorized the sale of property in the 20th Ward being vacant land on Noblestown Road, Block 19-H-139, to John Thurman and Deborah Thurman for the sum of $1,000.00. Hand money of $100.00 is to be forfeited.

Which was read.

Also,

Bill No. 1989. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Trent Street designated as Block 10-J, Lot 99, to Ruby Lee Collier for the sum of $200.00. Lot size 13.12 x 57.5.

Which was read.

Also,

Bill No. 1990. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on Rosetta Street designated as Block 50-H, Lot 12, to Reed Street and Bernice S. Street, his wife, for the sum of $150.00. Lot size 15.19 x 100.

Which was read.

Also,

Bill No. 1911. Resolution authorizing the sale of property in the 13th Ward being a 2 story frame house on 7020 Hamilton Avenue, Block 125-M, Lot 354, to Robert Franklin Cade for the sum of $1,500.00. Lot size 25 x 105.

Which was read.

Also,

Bill No. 1992. Resolution authorizing the sale of property in the 15th Ward being a vacant lot in the rear of Loretta Street designated as Block 55-H, Lot 121, to Alfio Pasquarelli and Anna Marie Pasquarelli, his wife, for the sum of $500.00. Lot 29.42 x avg. 69.49 x 25.32.

Which was read.

Also,

Bill No. 1993. Resolution authorizing the sale of property in the 16th Ward being a vacant lot on Parkwood Road designated as Block 32-B, Lot 300, to Robert Kesten for the sum of $2,000.00. Lot size 188.9 x 380 x 186.56.

Which was read.

Also,

Bill No. 1994. Resolution authorizing the sale of property in the 16th Ward being vacant land on Burham Street designated as Block 13-C, Lots 167 and 223, to Anthony J. Planitzer and Mary J. Planitzer, his wife, for the sum of $1,750.00. Lot 167 — 42 x 269, Lot 223 — 21 x 150,

Which was read.

Also,

Bill No. 1995. Resolution authorizing the sale of property in the 20th Ward being vacant lots Block 21-J, Lot 175 — 25 x avg. 106.45, Block 21-J, Lot 176 — 25 x avg. 97, on Glasgow Street to John J. Hess and Linda B. Hess, his wife, for the sum of $350.00.

Which was read.

Also,

Bill No. 1996. Resolution authorizing the sale of property in the 23rd Ward being vacant land on Pressley Street between Nash and Cedar Streets designated as Block 9-A, Lot 33, to Walter M. Korneff and Mary Grace Korneff, his wife for the sum of $3,500.00.

Which was read.

Also,

Bill No. 1997. Resolution authorizing the sale of property in the 23rd Ward being vacant lots on Madison Avenue through to Turtle Way and Peralta Streets, Block 24-J, Lot 203, one lot 24 x 100 and 1 lot 20 x 100, to James W. Long and Nancy J. Long, his wife, for the sum of $1,500.00.

Which was read.

Also,

Bill No. 1998. Resolution authorizing the sale of property in the 31st Ward being vacant lots designated as Block 90-R, Lot 195-197 and 198, to James R. Divers and Sandra J. Divers, his wife, for the sum of $1,000.00. Lot 195 — 40.64 x 72.05, Lot 197 — 25 x 103.05, Lot 198 — 25 x 100.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally,"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

Bill No. 2105. Communication from Mayor Caliguiri advising Council of the re-appointment of John Petrolias to the Board of the Public Parking Authority. Term to expire July, 1983.

Which was read, received and filed.

Also

Bill No. 2106. Communication from Mayor Caliguiri submitting the name of Joseph Lewis for re-appointment as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read, received and filed.

Also

Bill No. 2107. Resolution approving the re-appointment by the Mayor of Joseph Lewis as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also

Bill No. 2108. Communication from Mayor Caliguiri submitting the name of Marsha Bingler for re-appointment as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read, received and filed.

Also

Bill No. 2109. Resolution approving the re-appointment by the Mayor of Marsha Bingler as a member of the Human Relations Commission for a term to expire in July, 1982.

Which was read.

Also

Bill No. 2110. Communication from Mayor Caliguiri submitting the name of John Allison for re-appointment as a member of the Zoological Park Commission for a term to expire in October, 1982.

Which was read, received and filed.

Also

Bill No. 2111. Resolution approving the re-appointment by the Mayor of John Allison as a member of the Zoological Park Commission for a term to expire in October, 1982.

Which was read.

**Mr. Givens:**

Mr. President, on these re-appointments to various Boards of the City, I move that we adopt these particular names right now, I think we know these people and they have been on the Boards and Authorities for a while.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the re-appointments?

And on the question, "Shall the re-appointments be approved?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the re-appointments were approved.

Also

Bill No. 2112. Communication from Mayor Caliguiri submitting the name of Douglas H. Pickering for appointment as a member of the Art Commission for a term to expire in January, 1982.

Which was read, received and filed.

Also

Bill No. 2113. Resolution approving the appointment by the Mayor of Douglas H. Pickering of 1231 Wightman Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

**Mr. Givens:**

On Bill No. 2113, since Mr. Pickering is newly appointed to the Art Commission, I think he should be brought forward to this Council, hold his name and get his normal resume and hold for two weeks.

Therefore, I move to hold the appointment of Douglas H. Pickering for two weeks.

**Mr. Lally seconded the motion.**

Which motion prevailed.

**The Chair:**

If you will, ladies and gentlemen of Council, at this time it is my honor to ask Councilwoman Masloff to come up and award plaques to the members of her very hard working Cable TV Committee.

**Mrs. Masloff:**

Thank you Mr. DePasquale.

At this time, the Council of the City of Pittsburgh would like to commend and honor the people who worked so hard with me on the Cable TV Study Committee.

No one knows more than I how much time, devotion and energy the members of this Committee gave freely for the citizens of Pittsburgh.

These plaques are just tokens of appreciation. But the real manifestation of your dedicated service will be when the structure of cable communication is alive and active throughout our city.

Thank you very much for your efforts in building the foundation of a communication system that will be prized in Pittsburgh for many years to come.

PRESENTATION OF PLAQUES TO:

Brother Richard Emenecker
John Sobosoly
Joseph Miller
Gerald Farber
Larry Werner
Ernest Hunter
Michael Koff
Hedda Shapin
Albert Holtz
Charles Kirschner
Sam Berin
David Berkley
Florence Bridges
Michael Solomon

**Mrs. Masloff:**

Thank you all very much.

The Chair:

Thank you Sophie and members of the Committee.

One piece of business I neglected . . . we discussed at the hearing this past week with the tenants from St. Clair Village, that I would appoint a Chairman of a task force and that Chairman then would appoint a committee to periodically check that project area and bring back reports to City Council. At this time I would like to appoint Mr. Jim Bulls as Chairman of the task force, Mr. Bulls can then choose his committee.

Mr. Bulls, thank you.

Mr. Coyne moved to excuse Mr. Stone for absence from the meeting.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Lally moved to approve the minutes of Monday, October 23, 1978.

Mr. Coyne seconded the motion.

Which motion prevailed.

And on motion of Mr. Lally

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, November 13, 1978 No. 44



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, November 13, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

The Chair:

Members of Council, ladies and gentlemen before we dispense with the usual order of business, I would like to say that our City Controller, John McGrady is in attendance today . . . I guess he is going to keep a check on us for a budget, and, our former Council President, Louis Mason, Jr.

At this time, would Sophie Masloff and Mr. Jim Bulls escort the Mayor of the City to the podium please?

MAYOR IS ESCORTED TO THE PODIUM

The Chair:

Members of Council, ladies and gentlemen at this time the Mayor of the City of Pittsburgh will read his budget proposal.

Mayor Caliguiri:

Mr. President and members of City Council, friends and citizens of Pittsburgh.

THE MAYOR'S STATE OF THE CITY ADDRESS

The 1979 Budget I am presenting today is a complex and troublesome document — constructed on a seeming contradiction.

It is a composite of good and bad — of encouraging trends and projections that bode well for the economic growth of Pittsburgh and a frustrating fiscal dilemma thrust upon us by a combination of uncontrollable forces.

On the one hand, it deals with a dy-

namic civic and economic development resurgence evident throughout Pittsburgh today — a second Renaissance that is capturing the imagination and support of the entire community.

The Renaissance II theme has been the hallmark of this administration the past 20 months and its multi-faceted programs are taking shape and showing positive signs of development. Its dual purpose has been to revitalize our neighborhoods and initiate substantive economic development programs that will generate new business, new construction, new jobs, new attitudes, new direction and renewed faith and pride in this City.

From an economic standpoint, its primary purpose is to broaden our tax base to enable the City to cope with the spiraling inflation that is eroding it.

To this end, I believe we have made considerable progress this past year.

Let me briefly outline for you the projected economic potential of Renaissance II.

The cost to the City for Renaissance II projects — including new debt service on related capital improvements and the use of existing staff personnel in this development effort is estimated between $525,000 and $600,00 a year.

The return on this relatively small investment — involving some 20 Renaissance II projects — is an estimated $330 million with an eventual average real estate tax yield to the City of approximately $5 million annually.

These projects include the 40-story PPG headquarters building in the Market Square area; the $100 million 50-story Grant Street Office Towers across from the Grant Building; the redevelopment of Grant Street East by the U. S. Steel Corporation; the $30 million Station Square complex; the $1.2 million Phoenix Hills Shopping Plaza; the $550,000 federally-funded Business and Job Development Building rehabilitation in Homewood; the $15 million Shadyside Estates project involving construction of 200 privately financed homes and our Housing Department's $11 million Home Repair Loan Program and Great House Sales.

If other projects currently in various stages of planning develop as expected — total private investment could reach one-half billion dollars and yield $7.3 million in new City real estate taxes. These include two multi-million dollar projects to be federally-funded under an anticipated Urban Development Action Grant. They involve the physical and economic revitalization of North Side neighborhoods and the residential and commercial revitalization in the Stanton Heights, Garfield and Garfield Heights areas.

At current tax rates, the School District of Pittsburgh and Allegheny County will also receive $4.8 to 7.1 million and $3.5 to $5.2 million respectfully in additional real estate taxes, for a total eventual yield for all taxing bodies of from $13.2 to $19.6 million per year.

Not included in these calculations are the spin-off revenues from the creation of new jobs, additional wage taxes as well as new business and parking taxes.

There are other major projects under construction, being planned or studied that will further stimulate the bright economic picture in ensuing years.

The new Convention Center now under construction is expected to open in 1980; expectations are high for federal funding for the construction of the light rail transit system in 1979; work on the East Patway is underway and the Heinz Hall addition is also under construction.

The economic growth prospects for the immediate future are awesome.

What it all means is that future costs of government will be spread over a much greater tax base, so that the full cost of providing essential city services

will not fall solely on the average Pittsburgh taxpayer.

Renaissance II is truly an investment in the future of our City — an investment that will be repaid many times.

In preparing this budget — and being confronted with the painful measures required to balance it — I am more and more convinced that the economic survival of this City depends on pursuing and promoting Renaissance II with all of the intensity and resources at our command.

Beyond our investment in Renaissance II projects, we are firmly committed to improving the quality of life for the people of Pittsburgh in housing, street repairs, bridge inspection and repairs, public safety, recreation, refuse collection, programs for our youth and senior citizens and productive economic development programs.

Among our Housing Department's achievements this year was the restructuring and broadening of the Home Improvement Loan Program to make low interest home improvement loans available to 80 percent of the City's homeowners; it successfully promoted the Great House Sale last May and is making plans for two more such sales early next year — in Homewood and the Hill District; it has provided assistance to developers in planning and construction of low-cost housing for the elderly — in 1978 some 674 units were under construction and 595 units are in the planning stages for 1979. Next year the Department expects to issue revenue bonds to provide below market interest rate mortgage loans to home buyers and homeowners in Manchester and other sections of the North Side.

The Department of City Development, in its first year of operation, provided assistance to 145 businesses in the City by identifying relocation and expansion property and by obtaining financing for new and expanding businesses. This led to over $5 million in capital investment in the City.

The Department plans to establish a $500,000 Industrial Loan Program to provide low interest loans for business expansion thereby providing new jobs for City residents.

Engineering studies have been conducted on the Herr's Island Industrial Park program and approximately $1.7 million has been budgeted in 1979 for site improvements. These funds will be used to leverage some $3 million in federal and other public grants expected in 1979 through an EDA grant application filed jointly by the City and County through its newly formed Pittsburgh-Countywide Corporation.

Additional monies are also budgeted in 1979 for acquisition, engineering and improvements related to the Strip District project.

There is also an allocation in the 1979 Capital Budget for the creation of a Minority Enterprise Small Business Investment Company to offer funding to new and expanding minority businesses which are unable to obtain conventional financing.

This past year, I announced an Affirmative Action Program to aid minority businesses in the City implementing the recommendations of my Minority Enterprise Committee. The program will provide minority businesses with a broader opportunity to participate in the competitive bidding process and obtain a fare share of city contracts.

An analysis is now underway to determine funding sources and appropriate strategies to stimulate development of the North Shore area.

Through the combined efforts of City crews and private contractors nearly 90 miles of streets were paved this year — bringing the total over the past year and a half to 200 miles. We expect to continue the same level of funding in 1979.

In addition, the Department of Public Works reconstructed the Chartiers

Avenue Bridge and totally rebuilt the Murray Avenue Bridge. Presently under construction and scheduled to be completed next year are the Herron Avenue, Elizabeth Street and South Aiken Avenue Bridges. Construction will start on the Greenfield Avenue Bridge and seven other spans in 1979.

In 1978 the Department of Parks and Recreation continued the on-going $2 million renovation of Phipps Conservatory. It is expected to be ready for the 1979 Spring Flower Show.

The South Side Market House was reopened for Senior Citizens last year after renovations and remodeled recreation centers in Lawrenceville and Carrick were opened his past year.

New playgrounds were constructed in Beechview, Spring Hill, Morningside and Bedford Dwellings and new swimming pools were opened in East Hills and Carrick.

Renovation work in Mt. Washington's Dilworth Park will be completed in 1979 and construction will start on three new receation areas in St. Clair Village, Arlington and Greenfield as well as the renovation of centers in Olympia Park, and in Arlington Heights.

New pools will be completed next year in Schenley, Homewood and Banksville Parks; new pools will be under construction in Manchester and Broadhead-Fording and the renovation of Cowley Pool in Troy Hill will begin. Design work will also be underway for a new recreation center in Broadhead as well as new pools in Brookline, Paulson and Woods Run/ Brighton Heights.

Construction of the new Riverfront Park on the South Side will also begin in 1979.

Last September, the Pittsburgh Housing Authority received a federal grant of $10 million for the rehabilitation of the Northview Heights Community which is expected to get underway next year.

The City plans to make a sizeable investment in City-wide capital improvements in 1979. The City's portion of the $79.8 Capital Budget will be 13.5 million. The Capital Budget will provide funds for a wide variety of city improvements involving housing and community development, public works, economic development, recreation and planning and administration.

In addition to the capital improvements listed above we have maintained a high level of essential City services.

Crime has continued to decline for the second straight year and while the decrease is slightly more than one percent it is an encouraging sign that Pittsburgh continues to be one of the safest among major cities.

The Police Department is applying for grants for the installation of 1,500 emergency street phones to supplement our 9-1-1 emergency call system and to replace our antiquated call boxes.

This past year 51 firefighters completed their training and were assigned to duty and there were 50 promotions to supervisory ranks in the Department.

In 1978 the Department of Emergency Medical Services responded to approximately 45,000 calls, an increase of 40 percent over 1977. The Department also put into service a $300,000 communications system which allows direct physician to paramedic communication, regardless of location.

In 1978 the City continued to expand its city-wide events, including the annual Fourth of July Celebration; the Three Rivers Regatta and the Great Race which attracted over 4,000 runners this year.

During the summer of 1978, 4,915 jobs were provided for over 4,900 youth, including 4,198 high school and 717 college students — processed through the City's Department of Personnel anl Civil Service Commission.

I have touched on only a few of the past year's accomplishments and future plans of this administration.

I am pleased with what we have been able to do in a short period of time and am committed to carrying-out the program we have developed.

And yet, as we reflect on this effort and contemplate the encouraging prospects for future economic growth we find ourselves confronted with fiscal problems that require immediate attention.

Having dealt with various phases of the budget over the past 20 years, I was fully aware of the escalating costs of City government — aggravated by inflation — and the inability of revenues to keep pace with them.

I knew full well that at some point this administration would have to come to grips — predictably and inevitably — with the ever-widening imbalance between revenues and inflationary costs.

However, I could not forsee the enormity of the problem as it developed this past year nor the drastic measure that would have to be taken to resolve it.

It is particularly disturbing because for the past eight years Pittsburgh has been in the unique position of not having experienced an increase in the City's tax rate — a circumstance attributed to an $11 million real estate tax increase imposed in 1970; substantial reductions in the work force over that period — from 7,000 to 5,000 — and a steady influx of federal funds used to supplement the General Fund and the depleted work force.

In 1973 the surplus was of such proportion that the City's one percent wage tax was eliminated. However, it was reimposed three years later to absorb part of a $16 million deficit.

It was then — as it is today — simply a case of inflationary costs out-distancing available revenues.

While we managed to stave off a tax increase this past year, it was evident in preparing the 1978 budget that unless the City was the recipient of a sizeable financial windfall, a tax increase in 1979 was assured.

There was no such windfall — in fact we suffered several devastating financial setbacks during the course of the year.

They began early when the City was struck with one of its worst snow storms in 20 years — costing nearly $500,00 for snow removal and salt, and continued through April when the federally-funded CETA program was curtailed. The crushing blow was delivered late this year with the elimination of counter-cyclical funds.

It was an uncontrollable situation that managed to get worse as the year moved along.

To deal with these setbacks this administration made every effort to limit spending and still provide efficient services. I have already given you an account of the extent of these efforts.

However, city government stands today — much the same as every wage-earner and homeowner — a victim of the nation's public economic enemy No. 1 — inflation.

The extent to which it has affected Pittsburgh's municipal finances was shown in a recent Pennsylvania Economy League study which reviewed the City's fiscal experiences between 1968 and 1978 revealed that while the City's revenues doubled during that ten year span, their actual dollar value declined when the rate of inflation was considered. For example, the report showed that the value of real estate revenues actually declined 38 percent as a result of the inflationary trend.

City government expenses increased 80 percent the past ten years but, according to the report, this was almost totally attributed to inflation.

In addition the study cited that the costs of employee fringe benefits outpaced the inflation rate. Contributions to the various pension funds and severance pay increased from $2.8 million in 1968 to $11.6 million for 1979; next year's hospitalization and insurance costs will be $8.5 million as compared to $361,000 ten years ago; in 1979 we are budgeting $4.5 million for Workmen's Compensation — more than five times the 1968 cost — and our Social Security payments are up $1 million to $2.4 million.

As you know, concern has been expressed over the City's pension fund liabilities — in the previously cited Pennsylvania Economy League study of City finances, by bond analysts and bond rating agencies. This problem has been created over a period of 25 years and there are no short-range solutions for it. A program to fund our outstanding pension liabilities must be developed and, as a start, I have proposed the creation of an irrevocable trust of $3.5 million which is a portion of the tax settlement with Penn-Central. Also, I plan to explore other alternatives to provide additional funding.

Another mandated cost increase that the City must face is debt service — up $2 million from 1978.

While identifying the cause of the City's fiscal problems is relatively easy — finding a solution to them is not — forcing us to take difficult though responsible actions.

Which brings me to the hard, cold facts of the 1979 budget — a budget that will require some $28.9 million in new revenues to balance.

Your dismay and concern at the size of the deficit is no less than my own.

It was brought about by unforseen major cutbacks in vital federal funds, unrelenting inflation and increases in mandated government costs.

It is unfortunate that these fiscal difficulties have come to a head in a single year — yet they have — and we have no choice but to deal with them — calmly and responsibly.

The deficit can be attributed to two factors — a $12.6 million decrease in available funds for the coming year as compared to those available for the current year and $16.3 million in increased costs for 1979.

A breakdown of the decrease in funds shows that our surplus is down $7.1 million from 1978 — from $10.2 million to $3.1 million. In addition we lost $5.5 million in federal counter-cyclical funds, which were used for police, fire and refuse workers salaries.

The $16.3 million in increased costs is accounted for as follows:

. . . $6 million for non-departmental mandated increases including $2 million for debt service; $1.6 million for Workmen's Compensation; $1.4 million for pensions and $1 million for health insurance costs.

. . . $2 million for departmental non-salary increases including $400,000 for street lighting; $500,000 for automotive equipment and $300,000 for salt and equipment rental for snow removal with the balance allocated to replenishing inventories of supplies, equipment and materials.

. . . an estimated $6 million for employee wage and fringe benefits. We have just signed a multi-year negotiated contract with the Pittsburgh Fire Fighters. The City and the Fraternal Order of Police are presently in arbitration. We have reached a tentative agreement with AFSCME which represents over 600 white collar employees and we are now negotiating with our paramedics. There is included a six percent wage increase for executive and management level employees. The agreements with all city employees have been within the six to seven percent Presidential guidelines and the current rate of inflation.

. . . $2.3 million to maintain several essential services performed in recent years by CETA employees which otherwise would be eliminated as a result of cutbacks in that federally-funded program.

The only realistic option to reduce next year's budget was to not assume all or a portion of the costs of these CETA employees.

While there can be no question about the critical nature of our 1979 budget problems, I ask the members of City Council to seriously consider the total impact on the community and our citizens in abandoning these programs.

They include approximately 140 paramedics, supervisory and supportive personnel with the City's Emergency Medical Service. This highly professional lifesaving unit is regarded as the best in the nation and has been responsible for saving hundreds of lives. In addition, this past year EMS has responded to 40,000 emergency service calls which previously had been handled by the police. In effect this service has allowed the Police Department to use officers for additional beat and car patrols. To service these emergency medical calls, the department would have to hire an additional 75 officers. I believe the vital services performed by EMS wholly justifies its continued operation at City expense. The cost of maintaining EMS is $1.2 million.

There are presently 38 CETA employees servicing the City's 9-1-1 emergency calls and 11 others working as Detention Officers and Identification Clerks in the police department. The loss of these employees would require the use of uniformed police officers at a greater expense and reduce the number of officers vitally needed for regular police duties. To continue these services will cost $100,000 for that portion of 1979 after available CETA funds have run out.

Another group performing essential services are those assigned to the annual Pa-Pitt special household rubbish collections. This important neighborhood clean-up program would have to be seriously curtailed — if not abandoned — if these 130 employees were discharged. The cost to retain the Pa-Pitt workers is $725,000.

Approximately 40 CETA employees presently work in the Department of Parks and Recreation Senior Citizen Centers — servicing the needs of the elderly and programs for the handicapped. The cost of retaining these employees is $200,000.

To summarize the major causes of our dilemma we find that the total impact of the counter-cyclical and CETA cutbacks account for 27 percent of the 1979 deficit.

In addition, the $6 million in non-departmental costs — pensions, insurance and Workmen's Compensation — are mandated increases which we are legally obligated to pay.

Since most of our employees are represented by employee unions, the $6 million wage and fringe benefits increases were negotiated through the collective bargaining process or binding arbitration.

Of the $28.9 budget deficit, these three increases — over which we had little or no control — accounted for 69 percent of the total.

The total operating budget for 1979 is $171.1 million.

In reviewing revenue sources that could produce the volume of money needed to close the gap between anticipated revenues and expenditures next year our realistic alternatives were limited to the real estate and wage taxes.

In the past we could have cushioned our General Fund needs through large surpluses, reductions in the work force and other sources such as the Parking Authority.

Unfortunately, these sources are no longer available. As I previously men-

tioned our surplus is a low $3 million, our work force is at 5,000 regular employees — nearly 3,000 of whom provide essential police, fire and refuse collection services and the available Parking Authority funds are needed for repair and maintenance of parking garages and lots.

We have tightened our administrative belt as tautly as it can be drawn without impairing vital City services and programs.

In considering the real estate tax, we calculated that in order to produce $28.9 million in revenue would require a paralyzing increase of 30 mills on buildings or 80 mills on land or a combination of both. Such an increase in real estate taxes today would seriously impede our Renaissance II effort, which is designed to broaden the City's tax base to keep pace with inflationary pressures. Moreover it would be an unconscionable burden to place on our property owners — many of whom are elderly with many barely surviving now on fixed incomes.

Our only recourse was the wage tax which now must provide the major portion of new revenues to balance this budget.

To meet our financial obligations in 1979, I am proposing the following tax measures:

. . . a one and one half percent increase in earned income taxes — increasing the City's wage tax rate from the present one percent to 2½ percent. This will produce approximately $23.2 million.

. . . a five percent increase in the City's parking tax — increasing the present 20 percent rate to 25 percent. This will produce $1 million.

. . . a one percent increase in Deed Transfer Taxes raising the present level from one to two percent. This will provide $2.2 million.

. . . a real estate increase of seven mills on land. The tax on buildings — now 24.75 mills — will remain the same. The millage on land will be increased from 49.50 mills to 56.50 mills. This will produce $2.5 million.

The total tax package will provide approximately $28.9 million to satisfy our budget needs for 1979.

The preparation of this budget has been a most difficult task.

As I noted in my opening remarks, Pittsburgh is caught in an economic paradox.

From the standpoint of the usual barometers of economic activity, 1978 was a productive and progressive year for Pittsburgh.

Regretably, our existing sources of revenue do not, as yet, reflect the vast economic activity that is being generated.

But in time they will.

I have great confidence in the future of this City.

My enthusiasm for meeting the goals we have set to insure an economic turnaround is as great as it has ever been.

I foresee a massive construction boom in this City and a related upsurge in employment.

There will be new job opportunities and economic security.

Our people will have pride in their City again — a pride they will show as they point to major new developments in the Golden Triangle, on its perimeter and throughout our neighborhoods.

Pittsburgh will have better streets, safer bridges, more recreational activities and facilities that will reflect this administration's concern for its people and their problems and demonstrate our

commitment to put every tax dollar to its most productive use.

Pittsburgh stands today on the threshold of a tremendous economic and physical rebirth.

I intend to intensify the momentum of Renaissance II so that at this time next year many of the fruits of our labor will be realized.

We have been fortunate in this City to have one resource that is available in unlimited quantity — the spirit of determination in our people.

We have always been able to face up to our problems — to meet any challenge — in a great unity of purpose.

The financial considerations and frustrations of this year must not — and I am confident they will not — be a deterrant to our plans to move forward.

We can do the job together.

I ask for your continued support, cooperation and understanding, and a partnership that will guarantee success for Pittsburgh.

Richard S. Caliguiri
Mayor

PRESENTATIONS

Mr. Bulls presented

No. 2114. Resolution approving collective bargaining agreement between Pittsburgh Fire Fighters Local No. 1 and the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 2115. Petition from the Broadhead-Westgate Community Development Alliance requesting a meeting with City Council to discuss conditions in their area.

Which was read and referred to the Committee on Public Works.

Mr. Bulls moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Mr. Coyne presented

No. 2116. Resolution providing for the issuance of a warrant in favor of Norwood, Incorporated, in the amount of $3.200.00 in payment for additional design and construction costs, furnished for the benefit of the City in connection with the construction of a steel bin wall at the Centre Avenue Bridge, and providing for the payment thereof.

Also

No. 2117. Resolution transferring the amount of Fifty Six Thousand ($56,-000.00) Dollars from and to various Code Accounts within the Department of Public Works.

Which were read and referred to the Committee on Finance.

Also

No. 2118. Resolution further amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, as amended by Resolution No. 4, effective January 14, 1977, as amended by Resolution No. 40, effective January 21, 1977, as amended by Resolution No. 178, effective March 17, 1977, as amended by Resolution No. 253, effective April 8, 1977, as amended by Resolution No. 469, effective June 15, 1977, as amended by Resolution No. 969, effective August 31, 1977, entitled "Resolution approving 1976 Capital Improvements Projects allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional service agreements in connection with said Projects; providing for contracts for implementing said Projects; and providing for the payment of the costs thereof", by redefining projects authorized, reallocating funds and redesignating Trust Funds as Capital Funds.

Also

No. 2119. Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 17, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977, as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 27, 1977, as amended by Resolution No. 1337, effective December 31, 1977, as amended by Resolution No. 82, effective February 27, 1978, as amended by Resolution No. 308, effective March 30, 1978, entitled "Resolution — adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds", by reallocating funds and re-designating projects authorized for the Department of Public Works.

Which were read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2120. Resolution transferring $1,000.00 from Code Account 1102, Salaries and Wages, Regular and Temporary Employees to Code Account 1104 Supplies within the Department of City Planning.

Which was read and referred to the Committee on Finance.

Also

No. 2121. Resolution authorizing the filing of an application to the Pennsylvania Department of Community Affairs for the North Shore Redevelopment Project.

Also

No. 2122. Resolution authorizing a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the North Shore Redevelopment Project which Agreement shall provide for a local matching share of $1,200,000, indemnification of the Authority and conformance with Flood Plan Regulations.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Lally presented

No. 2123. Resolution providing for the issuance of a warrant in favor of William M. Orr Company, Inc., in the amount of $436.00 in payment for Freon furnished for the the benefit of the City in connection with the maintenance of the air-conditioning system at the Public Safety Building and providing for the payment thereof.

Also

No. 2124. Resolution transferring the total sum of $180,000.00 from Capital Project LB 76-1, No. 42 and 51 Fire Station, Chestnut Street to Capital Projects LB 76-2, No. 32 Golden Triangle Fire Station and LB 76-4, No. 8 Police Station, Mt. Washington, Relocation, Department of Lands and Buildings.

Which were read and referred to the Committee on Finance.

Also

No. 2125. Resolution amending Section 2 of Resolution No. 1124, approved October 6, 1978, entitled: "Resolution — Providing for the purchase from Ertl Baking Company for various City facilities and other public purposes in lieu of condemnation, certain property in the

22nd Ward, located at 20 River Avenue, designated as Block 8-M, Lots 10, 12 and 25, for the sum of $750,000.00, plus proper closing expenses and providing for the payment of the cost thereof" by changing the source of funds.

Also

No. 2126. Resolution authorizing the sale of property in the 5th Ward being a vacant lot in the rear of Andover Terrace to Donald S. Bryan and Stephanie M. Bryan, his wife, for the sum of $150.00. Block 27-C, Lot 237; size 42 x avg. 51.92 x 45 rear.

Also

No. 2127. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Carson Street to Sarah Evosevic and Bosanka Evosevic for the sum of $2,500.00. Block 3-G, Lot 61 — 24 x 100.

Also

No. 2128. Resolution authorizing the sale of property in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $500.00. 6 lots 150 x 100, Block 33-P, Lot 295.

Also

No. 2129. Resolution authorizing the sale of property in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $1,750. 7 lots, Block 10-B, Lot 42, size 25 x 100 each.

Also

No. 2130. Resolution authorizing the sale of property in the 29th Ward being vacant land on Minooka Street to Robert Kesten for the sum of $1,000.00. Block 60-B, Lot 70; size 25 x 100, Block 60-B, Lot 71 — 50 x 100.

Also

No. 2131. Resolution authorizing the sale of property in the 29th Ward being a vacant lot on Trost Avenue to David J. Thomas and Rose M. Thomas, his wife, for the sum of $450.00. Block 60-B, Lot 26, size 50 x avg. 80.5.

Also

No. 2132. Resolution authorizing the sale of property in the 31st Ward being vacant land on Armorhill Avenue to Arderell Lawson and Arderell Tyus, Joint Tenants with Right of Survivorship, but not as Tenants in Common. 3 lots 25 x 100 each. Block 91-F, Lot 171.

Also

No. 2133. Resolution authorizing the sale of property in the 32nd Ward being vacant land on Cape Way to Rudolph Hanechak, for the sum of $300.00. Block 61-M-109; 25 x avg. 100, Block 61-M, Lot 110; 25 x avg. 74.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff presented**

No. 2134. Resolution transferring the sum of $6,150,000.00 from the Water Fund to the General Fund of the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

**Michelle Madoff and Mr. Lally presented**

No. 2135. Resolution authorizing the Director of the Department of Lands and Buildings and directing him to post signs on vacant lots, and to purchase newspaper space for the advertisement of all city owned properties and structures that are available for sale.

Which was read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 2136. Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Company in the amount of $26,425.30, in payment for work performed as Schenley Park Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mrs. Masloff moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 2137. Resolution authorizing the issuance of a warrant in favor of JMH Engraving in the amount of $462.50 for engraved plaques furnished to the Council of the City of Pittsburgh for presentation to the Cable TV Study Committee without previous authority of law and providing for the payment thereof.

Also

No. 2138. Resolution transferring $21,-314.43 from Capital Project Fund PR 78-03, Phipps Conservatory, to the LP-WEA Trust Fund and authorizing the Mayor to issue, and the City Controller to countersign, a warrant in favor of REA Construction Company, in the amount of $18,277.43 in payment for work performed at Phipps Conservatory, furnished for the benefit of the City without previous authority of law and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2139. Resolution providing for a Contract or Contracts or use of existing Contracts for the repair of restrooms at Ammon Recreation Center and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2140. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Air Rock Drills, Air Paving Breakers, Air Clay Diggers, Air Tampers for the Department of Water and for the payment thereof.

Also

No. 2141. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Fog Nozzles, Shut-offs, Fog Tips, etc., for the Department of Fire, and for the payment thereof.

Also

No. 2142. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Nitrous Oxide Administration Equipment for the Department of Emergency Medical Services and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2143. An Ordinance amending Section 1 of Ordinance No. 12, approved February 3, 1964, entitled, "An Ordinance — Granting time off to all employees of the City of Pittsburgh for holidays with pay and repealing Ordinance No. 629, approved December 30, 1949, as amended," by substituting the day after Thanksgiving as a holiday in lieu of Lincoln's Birthday.

Also

No. 2144. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Moorhead and Knox, Esq., in the amount of $554.21 in payment for professional services rendered to the Council of the City of Pittsburgh, without previous authority of law.

Also

No. 2145. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission requesting permission for Maureen Morrisey, Senior Planner and Josephine Kenney, Fiscal Officer, to attend conference, Philadelphia, PA, November 16, 1978, at a cost not to exceed $240.00 payable from CETA Trust Fund.

Also

No. 2146. Communication from Melanie J. Smith, Director of the Department of Personnel and Civil Service Commission, requesting permission for Keith Cameron, Administrator I Trainee to attend a Department of Labor session in Washington, DC, November 13, 1978, at a cost not to exceed $110.00 payable from CETA Trust Fund.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 2147. Report of the Committee on Finance for November 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2019. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $1,488.00 in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2020. A Resolution entitled, "Resolution providing for the issuance of warrants in favor of Police Officers listed below, in the amount of $12,-880.90, in payment for travel and meals incurred while in training; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

| Ayes: | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2021. A Resolution entitled, "Resolution transferring the sum of $1,000.00 from Code Account No. 1468, Equipment to Code Account No. 1463, Miscellaneous Services, within the Department of Fire."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2022. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Trumbull Corporation, in the amount of Sixteen Thousand, Six Hundred Eighty Six Dollars and Forty Two Cents ($16,686.42) in payment for Extra Work furnished for the benefit of the City in connection with the Rehabilitation of Herron Avenue from Centre Avenue to Bigelow Boulevard; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2023. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Independent Enterprises, Inc., in the amount of Sixty-Eight Thousand Two Hundred Seventy-Five ($68,275.00) Dollars in payment for Emergency Work furnished for the benefit of the City in connection with the reconstruction of sanitary sewer on Edgerton Street without previous authority of law; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 2047. A Resolution entitled, "Resolution authorizing the Mayor to issue, and the City Controller to countersign, a warrant in favor of Westinghouse Elevator Company in the amount of $916.13, in payment for work furnished for the benefit of the City in connection with the repair of the electric walkway at the Pittsburgh Zoo, without previous authority of law; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2048. A Resolution entitled, "Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of S & W Cash Registers and Business Systems, Inc., for the repair of three (3) cash registers used in the Concession Stands at the Pittsburgh Zoo, in the amount of $433.67, without previous authority of law, and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2051. A Resolution entitled, "Resolution transferring the sum of Ten Thousand ($10,000.00) Dollars from Code Account No. 1126, Salaries, Regular and Temporary Employees, General Office, Department of Supplies to Code Account No. 1126-1, Premium Pay, General Office, Department of Supplies."

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Stone:

In accordance with Section 322 of the Home Rule Charter, publication effective date of legislation, I move that the effective date on Bill No. 2051 shall be the date on which it is signed by the Mayor, the reason being that the Department of Supplies can meet tomorrow's payroll.

Mr. Robinson seconded the motion.

Which motion prevailed.

Mr. Stone:

Mr. President, so that it will be quite clear, without this bill, the one we are now passing, they couldn't meet the payroll tomorrow. And, for those who sometimes jump to the defense of our Director of Supplies, this is further evidence of his inability to see ahead.

The Chair:

Is there any futher discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2054. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Homer A. Bash in the sum of $532.38 in settlement of claim for damage and providing for the payment thereof."

Which was read.

Also

Bill No. 2055. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Robert E. Sullivan in the sum of $893.91 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2056. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Allstate Insurance Company and Gloria Lee Jamerson in the sum of $1,247.44 in settlement of claim for damage and providing for payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

Mr. President, using Bill No. 2056 as an example, I believe that I have, and other members of Council have requested that in the case of accidents involving city vehicles that we have itemized what Department the vehicle was in . . . was it in Supplies, was it in Lands and Buildings, was it in the Water Department, was it in the Police Department . . . because we were trying to determine if there was some corrective measures we could take by determing if there is some kind of record that shows that the accidents are happening in one particular department, maybe some training program. As yet, I have not seen that listed . . . could we have that information in the future?

We have requested it several times now. I think you requested it yourself, Mr. President.

**Mr. Stone:**

On the contrary, it says that right in it. Bill No. 2056 says a Department of Public Works vehicle.

**Mr. Givens:**

And, each of the cover letters, they so designate also on the original one we receive in our office.

**Michelle Madoff:**

I don't believe all the bills do, I was just using one, taking a number at random. They do not all have that in the information we get, is that correct, Mr. Perry? That is correct, I am not in error . . . a number of Councilmembers have asked that we have that. It is in the letter, but it is not in the information we get.

**Mr. Perry:**

It is not in the bill itself, it is in the letter.

**Michelle Madoff:**

Right, but we don't have the letter.

**Mr. Perry**

All the judgements that are received from the Law Department . . .

**Michelle Madoff:**

Go to whom?

**Mr. Perry:**

Each member of Council.

**Michelle Madoff:**

I do not get that. I didn't get the letter last week on the URA that came out on Fridays, we have been looking for that, we went back to your secretary to get it.

**Mr. Givens:**

No, these come out several weeks in advance, so that might be the problem.

**Mr. Stone:**

That is right.

**Michelle Madoff:**

Would it be possible to include it in, they do on that one bill, would it be

possible to have it when we are voting on the final bill, would it be difficult to put it in on all of them?

**Mr. Stone:**

If I may, for a point of order . . . you know, I don't mind someone asking for some information, and as a Councilperson you are entitled to that, but you know, you can't change the whole thing. There is a letter that covers it, this is only a condensation of what is going to happen. It is all brought together. You are getting all of this in pieces as you see it. They can't spoon feed you, there are some things you are going to have to do yourself, now, that letter comes and it tells you what it is, if there is anything on your agenda that doesn't strike you correctly, then ask for more information, either those letters, or go back to the Department.

You know, Mr. Perry can't put everything in here like it is a codification of everything.

**Michelle Madoff:**

I'm not asking for everything, I am asking for just the Department and other members of Council have asked for that information as well, and your point, if I may answer, the point that you make that this is a condensation, I don't think we are asking for a great deal more information, than a condensation. Unfortunately, the bills are introduced on Monday, if we don't get a copy of all the bills, and I am now starting to get a copy of every single bill so I can look at it, we don't get the agenda until two weeks, almost two weeks, or a week or so later, almost ten days later and there really isn't enough time to meet with all the Department Heads and look up all the information. Unless we get a copy of the actual bill, we don't get the agenda until the following Wednesday meeting. Well, a few days before it and we have until that Monday, it is about a week.

**Mr. Perry:**

We introduce the bill on Monday, we have the agenda for the following Wednesday that Thursday.

**Michelle Madoff:**

That is correct, but if you are going to meet with Department Heads, I've called Mr. West at least ten times and couldn't meet with him on items . . . and I'm saying it doesn't really give you enough time and sometimes you never meet with them. I've called him ten times and he hasn't gotten back to me until we had the meeting in the Mayor's Office.

**Mr. Stone:**

Yes, but you see what you are doing? That is where the error is now, if you have a problem with Director West, I think you ought to take it up with Director West.

**Michelle Madoff:**

I have.

**Mr. Stone:**

To ask Mike Perry to re-do with our staff, double work . . .

**Michelle Madoff:**

I'm not asking for double work, I'm asking for two words at the most, one Department, just where it is from so we can keep a running record. It is very difficult as you say, when you get them introduced on Monday, the bills are crossing each other all the time.

**Mr. Lally:**

She's really not asking for too much, Bob, if you understand, she wants to know whether it is the Public Works Department, Lands and Buildings, Refuse or whatever.

**Mr. Stone:**

Yes, but that is not it, Jim, what the problem is, we want this much here, we want that on Lands and Buildings, we want this on something else . . . You know, again, you can't put the whole catalog in one production.

She's been here long enough to know that we get in advance from the Mayor what happens in the Monday morning session. It's the Monday morning session if you go there, if you get anything from it . . .

**Michelle Madoff:**

I've never missed one.

**Mr. Stone:**

Fine, that is why I think you should know more than you do. But, aside from that, after that you get the agenda a week in advance for the following Wednesday and then you get a chance, a whole week to read the agenda. Now, we review that agenda for you and we spoon feed it by virtue of me reading it and at one time you objected to me even reading it and I agree with you there, but on these other things I can't agree with you because if you don't read it you don't even know what is coming up.

**Michelle Madoff:**

I request that we have just that one little bit of information added to the bill, I don't think we needed a speech on it.

**The Chair:**

Mr. Clerk, please see that this is done so that it doesn't come up in the future.

**Mr. Perry:**

On the agenda, you have the bill stating the type of truck that was involved in the accident, what Department . . . it is on Wednesday's agenda.

**Mr. Stone:**

It was on Wednesday's agenda, right Mike? That is where we asked for it in the first place and that is where it is.

**Michelle Madoff:**

Is it always on Mike?

**Mr. Perry:**

Yes.

**Mr. Stone:**

Yes, you see the question you are asking is repetitive, this was something you asked for and which I directed him to put on there and it is on there.

**Michelle Madoff:**

What I am saying, and you know as well as I do, that there are many many bills we vote on and it is very hard to remember a hundred bills because they are overlapping and when you go to vote on it, the day you are voting on it, I am asking that you just have that one thing to refresh us.

**Mr. Stone:**

Yes, but you see, it is on the Wednesday agenda, now we want to get it on the Monday agenda.

**Michelle Madoff:**

We don't vote for it on the final vote on Wednesday, we vote the final vote on Monday.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2057. A Resolution entitled, "Resolution providing for an Agreement or Agreements with physician or physicians to provide physical examinations for CETA applicants and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 2079. A Resolution entitled, "Resolution transferring the sum of $10,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1364 — Repairs, General Office and Administration, Department of Lands and Buildings."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Coyne presented

No. 2148. Report of the Committee on Public Works for November 8, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2024. A Resolution entitled, "Resolution providing for a Contract or Contracts for the installation of traffic signal poles and foundations in various locations, PW 77-16 and PW 78-17; and providing for the payment of costs thereof."

Which was read.

Also,

Bill No. 2025. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 675, approved 8/16/76, as amended by Resolution No. 747, approved 8/16/77, as amended by Resolution No. 1020, effective 10/27/77, as amended by Resolution No. 4, effective 1/31/78, as amended by Resolution No. 725, effective 6/30/78, as amended by Resolution No. 827, effective 8/3/78 entitled: 'A Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Commerce for a grant in connection with the Local Public Works Employment Act of 1976; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Local Public Works Employment Act of 1976; providing for the required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Pro-

ject; and providing for the deposit of funds in a bank account', by reallocating funds and creating an additional project."

Which was read.

Also,

Bill No. 2026. A Resolution entitled, "Resolution changing the name of Ballinger Street from Whited Street to the easterly right-of-way line of the Norfolk and Western Railroad in the Thirty-second Ward of the City of Pittsburgh, to 'Ballinger Place'."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Givens presented**

No. 2149. Report of the Committee on Planning, Housing and Development for November 8, 1978 transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2027. A Resolution entitled, "Resolution providing for a Supplemental Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the Great House Sale Project amending the Agreement between the parties dated January 5, 1978 by providing for an additional sale or sales and by increasing the amount provided therefor."

Which was read.

Also,

Bill No. 2028. A Resolution entitled, "Resolution providing for an agreement with ACTION-Housing, Inc., for professional services in connection with the Department of Housing's Neighborhoods for Living Center in an amount not to exceed $50,000.00, chargeable to and payable from the 1978 Community Development Block Grant Trust Fund, Department of Housing, Administration, CDHD (HD-78-13)."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Givens:**

Mr. President, for clarification, Councilman Bulls so indicated on Bill No. 2027, as discussed last Wednesday, that the people within that particular neighborhood, that is on the Great House Sale . . . that the people within that particular neighborhood, be it the Hill District or Homewood Brushton area, where they are going to zero in this particular Great House Sale, that some of these people have an opportunity of buying these homes first, that will come in the Urban Redevelopment Authority contractual agreement, then I will see that that language will be in there. This particular bill authorizes them to proceed and I think we should go ahead with the bill

itself and I will make sure that that language, Jim, does get into the Urban Redevelopment contractual agreement.

**Michelle Madoff:**

Mr. Givens, then you are talking about having two drawings, the first one for the people who rent and live in the area and the second one . . . holding some properties aside.

**Mr. Givens:**

Yes, something similar to that.

**The Chair:**

I have a word of caution to add on the Great House Sale, the first one was a complete bust and the future ones will be also. The simple reason being that you cannot renovate or rehabilitate a shell of a home for less than $40,000 to $50,000 today. Nowhere can you do it for $15,000 or $20,000 and they found this out in the North Side where they couldn't get any contractor to do it for such a low amount and they are not going to be able to get any. They are going to have to pay that kind of money or abandon the whole idea. You just can't tell people you are going to renovate a home for $15,000 or $20,000 when it can't be done for less than $40,000 to $50,000 today. You can't put a bathroom for less than $7,500 today. Ask Mr. Lally, he's in the business. It is just impossible, it is misleading people, I think it is a sham on the public of the City of Pittsburgh. The Great House Sale as far as I'm concerned is a real sham and a real disgrace and I must make my comments heard.

**Mr. Givens:**

Well, the only thing about the Great House Sale I could add, Mr. President, is that its a great amount of work on the person who . . .

**The Chair:**

Well, I don't like the misleading aspect where you tell people they can renovate a home for $15,000 to $20,000 . . . it just can't be done, take a look at those houses, they are shells, there is nothing there. The logical thing to do is tear them down and build a new structure. Even that you can't do for less than $40,000 or $50,00, but you can't possibly renovate a shell or any home today for less that $40,000 or $50,000.

**Mr. Stone:**

Mr. President, in all fairness, on that Great House Sale, it was I think in North Side, let's talk the Great House Sale in North Side, the real thrust of what they were attempting there I think in fairness is a good one. They were trying to get a collection of a lot of homes where a lot of people would come in and bid . . . that was the idea to that one. To my knowledge and when we had the Housing Sub-Committee, I never heard the figure $15,000, in fact it was always somewhere $41,000 to something higher . . .

**The Chair:**

No the Mayor's Office came out with a figure of $15,000 to $20,000. Never was it discussed in this Council.

**Mr. Coyne:**

Mr. President, however, I think we should have known from experience, and the experience being the URA's renovation of these buildings that they are going into that they own that it is costing them $40,000 and $45,000 to rehabilitate them, so it just seems to me that we should have known that that is what it is going to cost to rehabilitate and if any great house sale is going to be successful it looks like we are going to have to turn to doing that . . . renovating the properties and then selling them at a reduced cost just like URA is doing.

**Mr. Stone:**

I think what the point the President is making I think we ought to disclose a little heavier what that amount of

money is. But in fairness, though, I think the idea, its value lies in the collection and marshalling of all the vacant properties in an area. That is what it is designed for more than anything else.

**The Chair:**

Is there any further discussion on the bills

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2078. A Resolution entitled, "Resolution amending Resolution No. 817 providing for a Consultant Contract or Contracts with Urban Design Associates to carry out the development portion of the Oakland Planning Study; and providing for the payment of the cost thereof by increasing the cost thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

Mr. Givens:

Regarding Bill No. 2078, I have spoken with the Urban Design Association and in carrying out the Oakland Planning Study, Councilman Stone had some amendments that he would like to make to that Bill and in the hands of Councilmembers at this time is a letter from the University Health Center of Pittsburgh which I would like to make a part of the record and also a verbal agreement by way of Bob Lurcott to me that Jack Friedman, Vice Chancellor of the University of Pittsburgh, Budget and Planning, will indicate $5,000.00 from that University for this Oakland Study.

LETTER FROM UNIVERSITY HEALTH CENTER OF PITTSBURGH:

November 10, 1978

Mr. Robert Lurcott, Director
Department of Planning
City of Pittsburgh
Pittsburgh, PA 15219

Dear Mr. Lurcott:

This is to advise you that the University Heath Center of Pittsburgh (UHCP) will contribute $5,000 toward the total of $55,000 recently requested of the City Council by Oakland Directions, Inc. for the purpose of continuing the consulting services of Urban Design Associates in completing the Oakland's Future planning study. It is my understanding that the City Council will provide $45,000 of the required $55,000 and that the final $5,000 will be provided by a source other than the City or the UHCP.

Prior to this point in time, the UHCP has invested $65,000 into the transportation component of the Oakland's Future studies which served as the major source of matching funds for the City administered State grant of $100,000 graciously extended to this important planning effort.

The UHCP is participating in and fully supportive of this undertaking and truly grateful for the cooperation of the City of Pittsburgh and the commitment of the Department of Planning.

Sincerely,
Armistead L. Guthery
Planning Officer

ALG:egs

cc: Councilman Robert Rade Stone
James Ray
David Lewis

Mr. Stone:

Mr. President, if I may, in Section 2, I would like to amend by adding a comma instead of the period after the words "three month period" by adding these words, "and the final report shall be given to the City Council Clerk three days before any public release."

I would like to add a Section 3 to read:

"Section 3. This increase is conditioned upon and subject to the University of Pittsburgh and the University Health Center of Pittsburgh jointly and/or individually contributing the total sum of $10,000.00.

The present Section 2 will not be Section 4.

Mr. Robinson seconded the motion.

Which motion prevailed.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Mr. Robinson presented

No. 2150. Report of the Committee on Supplies for November 8, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2052. A Resolution entitled, "Resolution providing for a Contract or Existing Contracts for 'Street Lighting', SD-78-03, Miscellaneous streets throughout the City and other work incidental thereto; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Robinson:

Mr. President, I would like to have this bill returned to Committee, my reasons being that I have information which would suggest that perhaps the company that is presently doing the job or the company that might get the job will be unable to meet their obligations due to some financial problems they might be having and I think it would be appropriate to have representatives of Broadway Maintenance which is presently is holding our contract, and also the Director of the Department of Supplies to come before Council to discuss those relevant questions prior to final vote on this contract which is for $250,000.

Mr. Lally:

I think that is a good thing because Broadway Maintenance has been in trouble, whether it is locally, Bill, or in New York, I don't know which. I second the motion.

Which motion prevailed.

**Michelle Madoff:**

I asked the same question some time ago, because I had heard that Broadway Maintenance was having a problem, it came up with the lights being out in Schenley Park for over a year. I was assured by the City that even though there is a contract issued to them they would not get paid for anything but the work that has already been done. But, I think we have to protect ourselves and I think it is a very good idea Mr. Robinson.

**Mr. Stone:**

Michelle, as I remember it, you are right, you did get that kind of information. We are getting a second report and I think it causes us now to look at it again.

**Michelle Madoff:**

No, I'm agreeing with him, it is absolutely the right thing to do.

**Mr. Stone:**

I'm agreeing with you.

**Michelle Madoff:**

My, God, I can't stand it.

**Mr. Stone:**

I just wanted you to know that.

**Mr. Lally:**

You want to have these people here don't you?

**Mr. Robinson:**

Yes, the sooner the better. We are going to discuss it Wednesday, Wednesday would be fine.

The Director of the Department of Supplies, Mr. Wykoff sent me a memorandum indicating that there was some concern on the part of Broadway Maintenance, and also the Supplies Department because now they are being paid as they do work.

This particular bill has been held up for a couple of weeks while I was doing some research and the Director became very much concerned and I don't know whether it relates to the financial condition of Broadway or whether he was concerned about the maintenance, but I felt it was appropriate to have someone come in and discuss it with us.

**Mr. Lally presented**

No. 2151. Report of the Committee on Lands and Buildings for November 8, 1978, transmitting sundry resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2033. Resolution repealing Resolution #303, approved 10/4/73, property on 1246 California Avenue being a 2½ story frame house, Block 22-B, Lot 265. The purchaser James Longino failed to comply with agreement of sale. Hand money of $100.00 will be forfeited.

Which was read.

Also,

Bill No. 2034. Resolution repealing Resolution No. 668, approved 7/18/77, property in the 24th Ward being a 2½ story frame house on 2155 Lautner Street, Block 48-B, Lot 230, redeemed by former owner during process of this sale. Hand money in the amount of $180.00 to be returned to Arthur C. Savage & Ruth Savage, his wife.

Which was read.

Also,

Bill No. 2035. Resolution repealing Resolution No. 828, approved 8/17/77, 2 story shingle house on 2604 Arlington Avenue. Purchaser failed to comply with agreement of sale. Hand money in the amount of $300.00 of Marguerite and Daniel L. Obernauer will be forfeited.

Which was read.

Also,

Bill No. 2036. Resolution repealing Resolution No. 337, approved 3/28/78, property on Tarner Street, 28th Ward, Lot 25 x 110 — Block 68-M, Lot 206. Hand money of $100.00 to be returned to Gary L. Smith, said property appears subject to adverse possession claims. Purchaser requests cancellation of sale.

Which was read.

Also,

Bill No. 2037. Resolution repealing Resolution No. 1179, approved 10/10/78, which authorized the sale of property in the 6th Ward being 2 - 3 story brick houses on 3036-38 Brereton Street and 2 - 3 story brick houses on 3036-38 Phelan Way, Block 25-M, Lot 180. Reason for repeal property was sold at Sheriff Sale. Hand money of $160.00 to be returned to Louis Spartis.

Which was read.

Also,

Bill No. 2038. Resolution authorizing the sale of property in the 5th Ward being a vacant lot on Rose Street, Block 10-P, Lot 202, size 20 x 102, to Sinclair C. Alleyne and Alice Champ Alleyne, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 2039. Resolution authorizing the sale of property in the 14th Ward being a vacant lot in the rear of Zama Road, Block 126-N, Lot 47, size 50 x avg. 86.72 x 46.38 to Satish C. Wadhawan and Anita Wadhawan, his wife, for the sum of $200.00.

Which was read.

Also,

Bill No. 2040. Resolution authorizing the sale of property in the 16th Ward being a vacant lot 228.88 x 118, designated as Block 13-M, Lot 320, to William R. Knerr, Jr. and Christine Knerr, his wife, for the sum of $1,600.00.

Which was read.

Also,

Bill No. 2041. Resolution authorizing the sale of property in the 17th Ward being 4 lots 20 x 100 each Martin Street to Regina St. Block 14-D, Lot 33, Jacob A. Miller and Rose M. Miller, his wife for the sum of $1,000.00.

Which was read.

Also,

Bill No. 2042. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Shaler below Greenleaf Street, Plan Lot #14 — 40 x avg. 175 and Lot #15 — 35 x avg. 148, Block 6-K, Lot 216, to Theresa M. Sabille for the sum of $1,150.00.

Which was read.

Also,

Bill No. 2043. Resolution authorizing the sale of property in the 20th Ward being a vacant lot 25 x 85 Glasgow Street, Block 21-J, Lot 181, to John J. Hess and Linda B. Hess, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 2044. Resolution authorizing the sale of property in the 26th Ward on N. Charles Street for the sum of $600.00, to Keith Younger and Brenda J. Younger, his wife. Lot 21.33 x 69.33 x 77 — Block 45-M, Lot 111 Lot 18 x avg. 70.32 — Block 45-M, Lot 112 Lot 18 x avg. 71.56 — Block 45-M, Lot 113.

Which was read.

Also,

Bill No. 2045. Resolution authorizing the sale of property in the 29th Ward being a vacant lot on dead line rear Brownsville Road, Pt. #4, designated as Block 60-S, Lot 256 — 40 x 50 to Peter D. Cherry and Anne E. Cherry, his wife, for the sum of $200.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson** presented

Bill No. 2052. WHEREAS, men and women in the City of Pittsburgh have historically participated in the Armed Forces of the United States of America; and

WHEREAS, their contributions and sacrifices have been many and well documented; and

WHEREAS, the security, preservation and future development of the United States has been their charge; and

WHEREAS, November 11 has been designated as Veterans Day throughout the Nation; and

WHEREAS, November is the month that historically has been identified to honor our veterans,

NOW, THEREFORE

BE IT RESOLVED that this Council on behalf of the residents of the City of Pittsburgh do honor and recognize all veterans in the City of Pittsburgh.

Which was read.

**Mr. Robinson** moved for adoption of the resolution.

**Mr. Givens** seconded the motion.

Which motion prevailed.

**Michelle Madoff:**

Mr. President, I don't have a resolution, but I would like to ask something if I may. I got cut off before I finished asking my question before. When I was referring to the bills listing the Departments, I did not finish my question.

My question was, are we keeping a record or some kind of chart to see where the accidents are happening and indeed, if it is the same person having the accidents all the time. I'm not interested in saying that it happened in the Refuse Department or in the Police Department, unless we are keeping a

chart and then perhaps seeing if there are a lot in one department and going back to that department and saying, is it the same people, is somebody accident prone? Have they had their license removed? I think this is a tremendous burden on the City that we just can't skim over.

**The Chair:**

Mike, if you can get that information in regards to the main persons having the accidents. I don't think it should be in the report, but at he same time I think it should be available to any Councilmember who wants to look it over.

I would think in most Departments, if they have a history of repeaters that they take the proper action. I would imagine it is pretty spread out, but it is possible there are certain serious offenders and I think that information should remain available, Mr. Perry, see that we get it.

**Michelle Madoff:**

That was the point I was trying to get to, it wasn't really getting the name, but were we starting to compute that or some way keep a record to get a picture of where it is happening.

**Mr. Stone:**

Mr. President, first of all, that thing has come up many many times about the matter of whether or not we have perpetual repeaters on that program and I think that we once talked about a training program and that was somewhere put into it.

I would like very, very carefully to point out that just because it happened to be a city driver doesn't make them any better, doesn't make them any worse. Now, a lot of the accidents happen to involve the vehicles in the Environmental Services where you have a vehicle that can't fit down the street once there is a parked car. What we are doing is giving them an obstacle course with a big vehicle and it is one of the risks of the trade in that particular department and I would not like to have it come to a point here that our drivers are less safe than anyone else.

But, as far as the concern, I think that concern has been expressed many, many times and we have to be fair that the Department Heads themselves are watching it because somewhere that affects them and there has been some ongoing program.

**Michelle Madoff:**

I don't think that there is any intention or inclination by anybody here to put blame or to label a department or a person, but I think that if you can identify the problem, you can start to look for a cure. I think the point you make is a very valid one that the trucks are large, the alleys are small, the cars are there and you can't get by. Maybe we would have to pass some kind of a law in the City that would make it easier for the trucks to get by. We have to identify the problem, where is the problem, what area of the City and then start looking at it.

**Mr. Stone:**

The problem is already identified, they are getting smaller vehicles.

**Michelle Madoff:**

You mean the public is getting smaller vehicles?

**Mr. Stone:**

No, Environmental Resources for our narrow streets in the City of Pittsburgh are beginning to get smaller vehicles so that they can go down the narrow streets in the City of Pittsburgh.

**Michelle Madoff:**

Good idea.

**Mr. Lally moved to approve the minutes of Monday, October 30, 1978.**

**Mr. Givens seconded the motion.**

**Which motion prevailed.**

**And on motion of Mr. Stone**

**Council adjourned.**

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, November 20, 1978 No 45

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, November 20, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 2152. Resolution transferring the sum of Seven Hundred Thousand Dollars ($700,000.00) to Code Account #1443 Salaries and Wages, Regular and Temporary Employees, Department of Police, the sum of One Hundred Thousand Dollars ($100,000.00) to Code Account #1443-4 Premium Pay, Department of Police, and the sum of Five Hundred Fifty Thousand Dollars ($550,000.00) to Code Account #1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, from various Code Accounts.

Which was read and referred to the Committee on Finance.

Also

No. 2153. Communication from Glenn Cannon, Director of Emergency Medical Services, requesting permission for John Ceroni and the Director to attend Pennsylvania Emergency Health Services Conference, Lancaster, PA, November 15-18, 1978 at a cost not to exceed $350.00 per person, payable from Code Account 1421, Miscellaneous Services, Department of Emergency Medical Services.

Which was read and referred to the Committee on Public Safety.

Mr. Coyne presented

No. 2154. An Ordinance amending Ordinance No. 290, approved June 13, 1978, entitled: "An Ordinance designating certain streets in the City of Pittsburgh as Mall Streets and Mall Transit Streets; and providing for the regulation of such streets, and penalties for the violation thereof", by revising Mall Transit Streets.

Also

No. 2155. Resolution amending Resolution No. 1269, approved November 3, 1978, effective November 6, 1978, entitled "A Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the preliminary design for replacement of the Bloomfield Bridge; and providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation", by correctly identifying the source of funding.

Also

No. 2156. Communication from John E. Ruff, Director, Department of Public Works, requesting permission for Messrs. McGee, Wahlah, and Wojtyna, to attend Bloomfield Bridge Task Force meeting with Penn Dot and Federal Highway Administration, Harrisburg, PA, November 14, 1978, at a total cost not to exceed $309.00, payable from Code Account 1610, Miscellaneous Services, Department of Public Works.

Also

No. 2157. Communication from James N. Walker, Director of Environmental Service, requesting permission for G. Konsavage, E. Proctor, P. Gibson, G. Zielinski, J. Sumpter, P. Grubb and E. Benson, to attend Vector Control Seminar, Pittsburgh, PA, November 29-30, 1978, at a cost not to exceed $40.00 per person, payable from Rodent Control Special Trust Fund.

Which were severally read and referred to the Committee on Public Safety.

Also

No. 2158. Resolution providing for a Supplement Agreement for the Oakland Loop Bus (Reduced Fare Loop Bus Project) and providing for payment of the cost thereof.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens presented

No. 2159. An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet Nos. 6 and 7 by changing from "C3" Commercial District to "A1" Commercial-Residential Associated District all that certain property having frontage on Western Avenue bounded by: Allegheny Avenue; Dounton Way; Rope Way; Western Avenue; Rope Way and Maolis Way, 22nd Ward.

Which was read and referred to the Committee on Planning, Housing and Development.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 2160. An Ordinance adopting the Commonwealth's obscenity statute regarding obscene and other sexual materials and giving the Mayor of the City of Pittsburgh the authority to institute proceedings in equity.

Which was read and referred to the Committee on Public Safety.

Also

No. 2161. Resolution stating that the Council of the City of Pittsburgh will not vote favorably for transfers of money from salary code accounts into supply and equipment code accounts except in extreme emergencies.

Which was read and referred to the Committee on Finance.

Mr. Givens moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Lally seconded the motion.

Which motion prevailed.

Also

No. 2162. Resolution amending Section 2 of Ordinance No. 136, effective March 20, 1973, as amended by Ordinance No. 21, effective August 12, 1977, as amended by Resolution No. 1119, effective October 10, 1978, entitled, "An Ordinance — increasing the bonded indebtedness of the City of Pittsburgh by an issue of Serial General Obligation Coupon Bonds in the amount of Fourteen Million Dollars ($14,000,000) for the purposes of acquiring and constructing its 1973 Capital Improvements Program and paying costs of the Bond Issue; fixing the form, number, date, interest rate and maturities thereof; levying a tax for payment of debt service charges; authorizing execution, sale and delivery thereof; pledging the repayment of said bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required fee therefore," (by reducing the Urban Redevelopment Authority allocation by Seventy Thousand ($70,000) Dollars and increasing the Department of Lands and Buildings allocation by the same amount.

Which was read and referred to the Committee on Finance.

Also

No. 2163. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Amalia Stamoolis for the sale of Block 46F, Lot 263 in the Twenty-Sixth Ward of the City of Pittsburgh.

Also

No. 2164. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire from the Department of Housing and Urban Development, property in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-E, Lot Number 310.

Also

No. 2165. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire from the Department of Housing and Urban Development, property in the 26th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 46-F, Lot No. 263.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2166. Resolution transferring $78,000.00 from Rentals — City Owned Properties, Special Trust Fund #2 to Capital Project LB 78-07, Public Buildings; City-County Building Cornice Repair and Cleaning, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Also

No. 2167. Resolution providing for the lease of certain property at 2038 Bedford Avenue, 5th Ward from Hill House Association, c/o James F. Henry for a term of 24 months for a rental of $325.00 per mounth plus all utilities, a total rental of $7,800.00, to be used as a temporary location of the No. 2 Police Station, upon certain terms and conditions and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Lands and Buildings.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Givens seconded the motion.

Which motion prevailed.

Also

No. 2168. Resolution providing for the Supplemental Lease of certain property leased pursuant to Ordinance No. 237 of 1968 and Ordinance No. 265 of 1969, near Liberty Avenue, Sixth Ward, from the Buncher Company, successor in interest to the Penn Central Company, increasing the quarterly rental by $3,403.41 per quarter from $6,454.00 to $9,857.41, for a total increase in the annual rental for 1978 from $25,816.00 to $29,219.41, for auto pound purposes, upon certain terms and conditions; and providing for the payment of the costs thereof.

Also

No. 2169. Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, entitled: "Resolution adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to Capital Funds," by increasing a project allocation.

Also

No. 2170. Resolution repealing Resolution No. 134, approved February 14, 1977, which authorized the sale of property in the 6th Ward, being a vacant lot on 36th Street, designated as Block 48-M, Lot 28 to Edward P. Dallas and Allen L. Dallas for the sum of $400.00.

Also

No. 2171. Resolution amending Resolution No. 1230, approved October 16, 1978; which authorized the sale of property in the 12th Ward being vacant land on Lincoln Avenue to Paul and Dorothy McCorvey, his wife for the sum of $700.00. 172-R-84; Size 25 x 100.

Also

No. 2172. Resolution authorizing the sale of property in the 6th Ward being vacant land on Fleetwood (now Melwood) Street to Edward J. and Kathryn A. Swierczyk, his wife, for the sum of $900.00. Block 26-B, Lot 326 (2 lots) 25 x 100 each. Block 26-B, Lot 328 (2 lots) 12.53 x 100 and 17.47 x 100.

Also

No. 2173. Resolution authorizing the sale of property in the 12th Ward being a 2 story frame house on 6707 Rowan Street between Grape and Lincoln Avenues, Block 124-S, Lot 72, to Lorraine G. Watkins and Ila E. Goodson for the sum of $2,000.00.

Also

No. 2174. Resolution authorizing the sale of property in the 17th Ward being a 2 story double brick house on 20-22 Enon Way, Block 3-M, Lot 332, to William F. Opferman and Michael Cunningham, for the sum of $900.00.

Also

No. 2175. Resolution authorizing the sale of property in the 17th Ward being vacant land on Quarry Street to Frank L. Miller, for the sum of $1,500.00. Block 14-H, Lot 142; sizes — 4 lots 20 x 100, Lot 20 x 92.68; Lot 20 x 77.19; Lot 20 x 67.86; Lot 20 x 49.53; Tri-Lot 44.35 x 36.37 x 57.51.

Also

No. 2176. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on 24 Marne

Way, to Lawrence and Eva Marie Dieghan, his wife for the sum of $4,000.00.

Also

No. 2177. Resolution authorizing the sale of property in the 23rd Ward being a vacant lot on James Street corner Hemlock Street Block 23-H, Lot 186, to Frank J. Suatoni, Jr. and Elizabeth T. Suatoni for the sum of $150.00. Lot size 20 x 100 James Street.

Also

No. 2178. Resolution authorizing the sale of property in the 23rd Ward being vacant land on James Street to Frank J. and Elizabeth T. Suatoni, his wife for the sum of $1,000.00. Block 23-H, Lot 191 (20 x 100).

Also

No. 2179. Resolution authorizing the sale of property in the 23rd Ward, being a vacant lot on Dunloe Avenue to Frank J. Suatoni, Jr. and Elizabeth T. Suatoni, for the sum of $150.00. Block 23-H, Lot 196; Size 20.33 x 100.

Also

No. 2180. Resolution authorizing the sale of property in the 26th Ward being vacant land on Royal Street to Robert E. Machesney, for the sum of $900.00. 47-E-260, size 20 x 95.21 x 42.30, 47-E-261, size 20 x 112.5, 47-E-264, 40 x 112.5, 47-E-266, 40 x 112.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff presented**

No. 2181. Resolution amending Resolution No. 1038, approved December 31, 1976, as amended by Resolution No. 82, approved February 15, 1977, amended by Resolution No. 387, approved May 5, 1977, amended by Resolution No. 531, approved June 10, 1977, amended by Resolution No. 801, approved August 17, 1977, amended by Resolution No. 1018 and 1019 approved October 24, 1977, amended by Resolution No. 1334, approved December 30, 1977, amended by Resolution No. 726 approved June 30, 1978, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds", by decreasing appropriations for Capital Budget Project WD-77-12 Purchase of Crane Truck and Back-Hoe Loader and increasing appropriations for Capital Budget Project WD-77-16 Installation and Repair of Water Service Lines.

Which was read and referred to the Committee on Water.

**Mrs. Masloff presented**

No. 2182. Resolution authorizing the issuance of a warrant in favor of NCR Corporation in the amount of $276.50 in payment for repair to Electronic Cash Register at the Pittsburgh Zoo, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2183. Resolution providing for an agreement or agreements with architects or engineers for professional services in connection with the design of the Highland Park Swimming Pool bathhouse in the Department of Parks and Recreation and providing for the payment of the cost thereof.

Also

No. 2184. Resolution providing for an Agreement or Agreements with architects, engineers, landscape architects or surveyors for professional services in connection with the design of the Arlington Heights ballfield in the Department of Parks and Recreation and providing for the payment of the cost thereof.

Also

No. 2185. Resolution providing for an Agreement or Agreements with architects, engineers, landscape architects or surveyors for professional services in connection with the design of various ballfields and playgrounds in the Department of Parks and Recreation; and providing for the payment of the cost thereof.

Also

No. 2186. Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new swimming pool and recreational complex at Broadhead-Fording and Village Roads, 28th Ward, and providing for the payment of the cost thereof.

Also

No. 2187. Resolution providing for a contract or contracts or the use of existing contracts for the purchase and installation of a new handrail for the electric walkway at the Pittsburgh Zoo; and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2188. Resolution directing the Director of the Department of Supplies to have included as a part of all bid packages a separate bid quote for the specific materials, equipment or supplies and a separate bid quote for all other items to include freight or transportation charges.

Which was read and referred to the Committee on Supplies.

Mr. Robinson moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Stone seconded the motion.

Which motion prevailed.

Also

No. 2189. Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of IBM Corporation, in the amount of $10,-592.50 in payment for the purchase of two (2) leased IBM Mag Card II Typewriters, for the office of the City Clerk without previous authority of law.

Which was read and referred to the Committee on Finance.

Also

No. 2190. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Replacement of Vacuum Sewer Cleaning Machine and High Pressure Jet Rodder Unit on Existing Chassis for the Department of Public Works, and for the payment thereof.

Also

No. 2191. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Sewer Rodding Machines for the Department of Public Works, and for the payment thereof.

Also

No. 2192. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Mowers and Leaf Blower, for the Bureau of Administration, Department of Parks and Recreation and for the payment thereof.

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented.

No. 2193. An Ordinance amending Ordinance No. 30, approved January 15,

1973, entitled: "An Ordinance providing for the general revenue by imposing a tax of 20 per centum (20%) upon the consideration paid by the patrons of a non-residential parking place for each parking transaction, to be collected from the patron by the operator of each such non-residential parking place; requiring a license; providing for the levy and collection of such tax; prescribing the requirements for returns and records; conferring powers and duties upon the Treasurer; imposing penalties; and providing for the exclusion of certain operators from the provisions of Ordinance No. 704 approved December 31, 1969," by changing the rate of tax.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2194. An Ordinance further amending Section 2 of Ordinance No. 14, approved January 18, 1971, entitled "An Ordinance establishing annual vacation leave for all full-time employees in the service of the City of Pittsburgh and providing for vacation pay in event of death or termination of service, and repealing certain prior ordinances", as amended by Ordinance No. 1, approved February 17, 1978, effective February 27, 1978, by revising vacation entitlement provisions.

Which was read and referred to the Committee on Finance.

Also

No. 2195. Resolution transferring $250,000.00 from Code Account No. 41, Refunds — Real Estate Taxes, $290,000.00 from Code Account No. 44-1, Unemployment Compensation Fund, $160,000.00 from Code Account No. 57, Social Security Fund, Department of City Treasurer, to Code Account No. 44, Workmen's Compensation Fund.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2196. Resolution providing for the issuance of a warrant to Joseph W. Fritz and Catherine Fritz, his wife, in the amount of $5,500.00 in full settlement of lawsuit for personal injury and providing for the payment thereof.

Also

No. 2197. Resolution providing for the issuance of a warrant to Norman Speer in the amount of $2,000.00 in full settlement of lawsuit for property damage, and providing for the payment thereof.

Also

No. 2198. Resolution transferring the sum of $6,500.00 from Code Account 1004 — Newspaper Advertising to Code Account 1006 — Equipment, City Clerk's Office.

Also

No. 2199. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission, requesting permission for Patricia Lamy, to attend conference on Uniform Guidelines on Em-

ployee Selection Procedures, Hershey, Pa., December 14-16, 1978, at cost not to exceed $250.00 payable from Code Account 1100, Miscellaneous Services, Department of Personnel and Civil Service Commission.

Also

No. 2200. Communication from John E. McGrady, City Controller, requesting permission to send ten members of the Controller's Office to the Municipal Finance Officer's Association seminar, Press Club, Pittsburgh, Pa., November 16, 1978, at a cost not to exceed $100.00.

Also

No. 2201. Communication from David L. Donahoe, City Treasurer, submitting the report of deposits and market value of collateral security pledged by City Depositories to secure same as of October 31, 1978.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 2202. Communication from Louis Fosner in behalf of the Pittsburgh Symphony Society requesting the waiver of $38,000.00 relative to the resolution vacating Symphony Lane.

Which was read and referred to the Committee on Public Works.

UNFINISHED BUSINESS

The Chair presented

Bill No. 2113. Resolution approving the appointment by the Mayor of Douglas H. Pickering of 1231 Wightman Street as a member of the Art Commission for a term to expire in January, 1982.

Which was read.

Mr. Stone moved for approval.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

It is my thought that Mr. Pickering can offer some enlightening exchanges and I would like to believe that he will offer some future with that Art Commission.

The Chair:

Well, as one who wouldn't know a Rembrandt from a painting in a corner saloon, I say that if you say all right Bob, I say okay. I couldn't care less who is on the Commission.

Mr. Pickering is approved to the very vital Art Commission.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 2203. Report of the Committee on Finance for November 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1946. A Resolution entitled, "Resolution transferring $128,000.00 from Capital Project No. LB 76-1, No. 42 and 51 Fire Station, Chestnut Street to Capital Projects LB 76-3, No. 2 Police Station Modernization and LB 76-4, No. 8 Police Station, Mt. Washington, Relocation, Department of Lands and Buildings."

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Lally:

I move to recommit Bill No. 1946.

Mr. Stone seconded the motion.

Which motion prevailed.

Michelle Madoff:

I would like to request . . . we met at the Mayor's meeting and this subject came up this morning and Mr. Perry requested that I ask for it officially at this meeting . . . could we please have, I don't even know who to request it from because everybody passed the buck to somebody else. Harold West said he didn't know, he was asked, but perhaps Harold West would talk to Mr. Wykoff or Mr. Ruff or all the people involved and find out two things, why was a contract not signed after we had a committal to go ahead with a bid at an existing price and what will the difference be when they open the bids in the next two days to see how much more it is going to cost us, what the dollar figure will be.

Mr. Givens:

Mr. President, in getting this information, it was also brought out at this morning's meeting that we have documentation from each of the Departments as to when they received a particular review of this particular fire station and it appears that there was some Administration dragging of the feet.

Michelle Madoff:

Which is going to cost the taxpayers a lot of money.

Mr. Givens:

I want to just add that we wanted, as this particular bid went through the process of the Department of Lands and Buildings, the Department of Public Works, and I don't know how many legal departments, that each one of them receive it and stamp it as received and date noted.

We, this Council, would like to have that information so that we can see how long it was in each Department.

The Chair:

The Clerk is so instructed.

Michelle Madoff:

Is this clear, it has come into focus a little bit, I have some little breakdown of what did transpire. I neglected to ask and I think Mr. Givens has covered it, that we also get the information from the legal department as to when they made an agreement when they told Landau that they would not let them out of the contract, Landau agreed to stick to the price and then since we dragged our heels, they had to back out. And why we dragged our heels in not letting them start is what we really wanted to know.

Mr. Stone:

Who is we?

Michelle Madoff:

We meaning the City. Not City Council, the City of Pittsburgh dragged its heels, they didn't get started and the prices went up on them and they got out of it that way.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill be recommitted?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill was recommitted.

Also,

Bill No. 2070. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Gerald Ferrence in the amount of Six Hundred Eighty Five ($685.00) Dollars in payment for construction work at the City Radio Communications Building and providing for the payment thereof."

Which was read.

Also,

Bill No. 2071. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Volkwein Brothers Iron and Wire Works Company in the amount of Four Hundred Twenty Seven ($427.00) Dollars in payment for the installation of a wire mesh partition at the City Radio Communications Building and providing for the payment thereof."

Which was read.

Also,

Bill No. 2095. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Dr. Frank M. Verducci in the amount of $945.00 or the use of Firefighter Physical Apptitude Examination administered by the City of Pittsburgh on July 22, 1978, for the benefit of the City, without previous authority of law, chargeable to and payable from Code Account No. 1100, Miscellaneous Services, Personnel & Civil Service Commission."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2136. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of Joseph DeIuliis Construction Company in the amount of $26,425.30 in payment for work performed at Schenley Park Pool and Bathhouse, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes none
(ONE ABSTAINING, MR. DePASQUALE)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 2204. Report of the Committee on Public Works for November 15, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2068. An Ordinance entitled, "An Ordinance providing for the declaration of a traffic emergency by reason of excessive snow or ice on City streets; prohibiting parking thereon and the use thereof by motor vehicles unless properly equipped; providing for the removal of and penalties for vehicles in violation; and repealing Ordinance No. 9, approved April 7, 1978."

Which was read.

Mr. Givens:

Regarding Bill No. 2068, as I had indicated last Wednesday, I feel that even though this particular bill on emergency snow removal and emergency snow routes, that parking during these emergencies, how we handle the operation of the vehicles that travel these particular routes, the designation of the Snow Emergency Routes still does not include any of the major arteries of the City of Pittsburgh and I guess we are going to be posting a lot of signs on the various major arteries in this City in order to keep vehicles from using them during major snow emergencies. I just want that as a part of the record and I will be voting no.

Michelle Madoff:

Mr. President, I would like to ask Mr. Coyne if I may, I understand that the major arteries are covered anyway, they are sort of automatically done and I'm not as concerned as Mr. Givens is that they actually be listed. I think that we can trust Mr. Ruff that those are going to be done.

I am concerned about how do we address and maybe we should do it in a separate bill, the problems of physicians who have to get out of streets in particular, heart surgeons, with patients who can have heart attacks, doctors, our ambulance people, paramedics, how do they get off of their streets if there is a bad snow, are they covered in any way? And I know Council will be delighted to know that I won't get off of my street if we have a bad snow.

Mr. Lally:

You are talking about your husband Michelle, how is he going to get off of your street.

Michelle Madoff:

Right, we have five doctors on our street. This is a problem, we just have to keep calling the night before and I just wondered if it could be covered some way.

Mr. Givens:

Four-wheel drive.

Michelle Madoff:

Also for the paramedics who work for the City, other people, could there be a priority list or is there a priority list?

Mr. Coyne:

Well, I don't think there is any priority list, but as Director Ruff said when he was up here, the ideal situation is to have enough manpower to do adequately, every street in the City. That is in a reality. And so he just puts these on a priority basis.

Michelle Madoff:

Yes, I understand that, but is there some way that . . . we do get service, but with each Administration, or when somebody else takes over the Department, we find that you have to call maybe six or seven hours, but if you can't get off frequently we have to call the police or they come in with some kind of chains to get us out when it is an emergency health problem.

Mr. Coyne:

Yes, I realize that is a problem, and last year's storm just pointed out that in some instances, and I am not saying that Public Works could have done anything about it, but when they come along with the snow plows it actually makes the situation worse when they plow the snow into the parked cars and it is difficult to get out.

I just don't know what the answer is, I just think you try to do the best you can with what you have and try to plan as well as you can and I think the Department tried to plan as well as they could with this legislation.

Michelle Madoff:

Well, would it be appropriate Mr. Coyne to advise the snow removal people that certain streets be given priority because of the emergency situations?

Mr. Coyne:

I think that is reasonable.

Michelle Madoff:

I'm talking about besides the main arteries, particularly, paramedics who may not be able to get to the stations because the snow is blocking them in.

Mr. Stone:

The paramedics all live on different streets, you can't give them a priority clean-up because they happen to live there.

Michelle Madoff:

Right, but wouldn't you give them priority above say, Council members coming into Council?

Mr. Stone:

I don't see the analogy.

Mr. Lally:

Michelle, how about Council people?

Mr. Stone:

They are not cleaning my street any better than they are cleaning anybody else's street.

Michelle Madoff:

I'm not getting off of mine you'll be happy to know.

The Chair:

That is something that there is no perfect solution for, but apparantly this is about the best they can come up with.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Michelle Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MR. GIVENS VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2069. An Ordinance entitled, "An Ordinance supplementing Section 2 and Section 3 of Ordinance No. 335, entitled: 'An Ordinance regulating the use and operation of vehicles on the streets of the City of Pittsburgh and providing penalties for the violation thereof', approved October 3, 1922, as amended and supplemented."

Which was read.

Also,

Bill No. 2072. A Resolution entitled, "Resolution providing for a Contract or Contracts for the replacement of the South Aiken Avenue Bridge, providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 2073. A Resolution entitled, "Resolution providing for a Contract or Contracts for the rehabilitation of the Stanwix Street Bridge, PW 77-34, providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 2074. A Resolution entitled, "Resolution authorizing the Mayor and the Director of the Department of Public Works, on behalf of the City of Pittsburgh, to enter into an Agreement with the Commonwealth of Pennsylvania providing for reimbursements to the City of costs for salting and snow plowing State Highways within the City limits during the period from November 1, 1978 to April 15, 1979."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2118. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, as amended by Resolution No. 4, effective January 14, 1977, as amended by Resolution No. 40, effective January 21, 1977, as amended by Resolution No. 178, effective March 17, 1977, as amended by Resolution No. 253, effective April 8,

1977, as amended by Resolution No. 469, effective June 15, 1977, as amended by Resolution No. 969, effective August 31, 1977, entitled, 'Resolution approving 1976 Capital Improvements Projects; allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional service agreements in connection with said Projects; providing for contracts for implementing said Projects; and providing for the payment of the costs thereof', by redefining projects authorized, reallocating funds and redesignating Trust Funds as Capital Funds."

Which was read.

Mr. Coyne:

Mr. President, there seems to be some question on this bill, therefore, I move to recommit Bill No. 2118.

Mr. Stone seconded the motion.

Which motion prevailed.

Mr. Givens presented

No. 2205. Report of the Committee on Planning, Housing and Development for November 15, 1978, transmitting one Ordinance and two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1557. An Ordinance entitled, "An Ordinance amending and supplementing Ordinance No. 75, approved February 28, 1967, as amended by Ordinance No. 395, approved July 7, 1969, entitled: 'An Ordinance prohibiting discrimination in employment, housing, public accomodations and other areas of intergroup relations in the social, cultural and economic life of the City of Pittsburgh; requiring fair employment practices, fair housing practices and fair public accomodation practices, by prohibiting discrimination in employment, housing and public accomodations because of race, color, religion, ancestry, national origin, place of birth, or sex; establishing a commission on Human Relations in the Office of the Mayor and prescribing the power and duties thereof; providing penalties, and revising and consolidating the ordinances related thereto, to prohibit any real estate broker, agent, sales representative or other person from solicitating transactions from owners of residential property when such owner has indicated in writing to such persosn that such solicitations are not wanted and to prohibit such solicitations in designated non-solicitation areas.' "

Which was read.

Mr. Givens:

Mr. President, on Bill No. 1557 I have an amendment. This is one that we discussed Wednesday which is not in the actual bill here. Also I notice, I don't know if this is typographical . . . presented by Mr. Stone, the bill itself.

I would like to amend this bill by adding items 3 and 4:

(3) All notices are void after one year unless renewed within thirty (30) days of the expiration date.

(4) The provisions of this Ordinance shall not be applicable to any person who has placed his/her home for sale.

Mr. Lally seconded the motion.

Which motion prevailed.

Mr. Stone:

I would like it known that I do not oppose the intent in the legislation, but I do oppose it on legal grounds, I do not think that it stands constitutionally accurate, I believe in the way it is written it creates still, some constitutional problems and I fear that if the threatened lawsuit by the real estate brokers is in-

stituted, I kind of feel they will be successful. I believe that the bill as it is presently written does not describe and define in any acceptable legal language the kind of unlawful practice that it is attempting to get at, nor does it define the actual area that is to be affected. I suggest that they use some language like "substantial" and "materially affected by this unlawful practice", that was not accepted and in fairness, I think the gentlemen who spoke at the hearing made some very cogent remarks that should have been heeded.

In view of that, as I have indicated, based purely on legal grounds, my vote is no.

**The Chair:**

Regarding this bill, on Wednesday I had voted to abstain, I will change that to a yes vote. However, I still feel that legally, along with Mr. Stone, that we will have some problems. I just don't think that this is the enforceful type of Ordinance, I hope I am wrong, it is going to have a rather difficult time being enforced, but, regardless, I will go along with the majority and vote "aye" and hopefully it can be enforced and we don't have the legal obstacles that are anticipated. Thank you.

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MR. STONE VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally as amended.

Also,

Bill No. 2121. A Resolution entitled, "Resolution authorizing the filing of an application to the Pennsylvania Department of Community Affairs for the North Shore Redevelopment Project."

Which was read.

Also,

Bill No. 2122. A Resolution entitled, "Resolution authorizing a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh for the North Shore Redevelopment Project which Agreement shall provide for a local matching share of $1,200,000, indemnification of the Authority and conformance with Flood Plain regulations."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 2206. Report of the Committee on Supplies for November 15, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2052. A Resolution entitled, "Resolution providing for a Contract or Existing Contracts for 'Street Lighting', SD-78-03, Miscellaneous streets throughout the City and other work incidental thereto; and providing for payment thereof."

Which was read.

Also,

Bill No. 2094. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Breathing Apparatus, Self-contained, etc., for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes noe

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 2207. Report of the Committee on Lands and Buildings transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2080. Resolution repealing Resolution No. 1062, approved 11/4/77, for the sale of property in the 24th Ward on 1839 Howard Street, Block 46-S, Lot 95, to Talib Ghafoor. Reason for repeal is former owner redeemed property during process of sale. Hand money of $180.00 will be returned to Talib Ghafoor by the Department of Lands and Buildings.

Which was read.

Also,

Bill No. 2081. Resolution authorizing the sale of property in the 5th Ward on Bryn Mawr Road corner of Camp Street designated as Block 27-B, Lot 41, Lot 27 x 100 x 23.89 and Lot 20 x 100 Bryn Mawr Road, to Birda P. Porter, for the sum of $1,800.00.

Which was read.

Also,

Bill No. 2082. Resolution authorizing the sale of property in the 10th Ward being a vacant lot on rear Stanton Avenue designated as Block 81-H, Lot 50, to John Lovejoy for the sum of $600.00. Lot 364.64 x avg. 112.57.

Which was read.

Also

Bill No. 2083. Resolution authorizing

the sale of property in the 15th Ward on Vespucius Street between 2nd Avenue and Dyke Street to Joseph J. Mastriano for the sum of $500.00. Lot 24 x 100 x 21.6, Block 57-F, Lot 21, Lot 24 x 100 x 21.6, Block 57-F, Lot 23, Lot 24.25 x 118, Block 57-G, Lot 104.

Which was read.

Also,

Bill No. 2084. Resolution authorizing the sale of property in the 15th Ward being vacant land on Flowers Avenue to Edward R. Storto for the sum of $800.00, Block 56-G, Lot 36 being of size 20.15 x avg. 81.65 and Block 56-G, Lot 37, size 20.68 x 124.

Which was read.

Also,

Bill No. 2085. Resolution authorizing the sale of property in the 16th Ward on Stromberg Street designated as Block 13-D, Lot 87, to Joseph M. Lorkowski and Marlene F. Lorkowski, his wife, for the sum of $400.00. 4 lots 20 x 80 each.

Which was read.

Also,

Bill No. 2086. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Quarry Street designated as Block 14-D, Lot 273, to Herman J. Lieb and Dorothy Lieb, his wife, for the sum of $200.00. Lot 145 x 126.27 x 58.

Which was read.

Also,

Bill No. 2087. Resolution authorizing the sale of property in the 18th Ward being vacant land on Camfield Street rear of Reifert Street, Block 33-E, Lot 177, of size 5 x 125.3, to Domenic Vano and Josephine R. Vano, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 2088. Resolution authorizing the sale of property in the 26th Ward being a vacant lot on Perrysville Avenue Block 77-J, Lot 9, being of size 20 x 90, to Joseph Krasicki, Jr. for the sum of $200.00.

Which was read.

Also,

Bill No. 2089. Resolution authorizing the sale of property in the 27th Ward being vacant lots on Flora Street between Transvall and Longview to William C. Martin III and Louise M. Martin, for the sum of $1,000.00. Lot 35.59 x 100 Flora Street, 2 lots 35 x 100 each Flora Street, Lot 31 x 100 Flora Street all in Block 115-A, Lot 22.

Which was read.

Also,

Bill No. 2090. Resolution authorizing the sale of property in the 29th Ward being vacant lots on Linnview Avenue to Mark Emanuele for the sum of $2,000.00. Block 33-S, 4 lots 25 x 140 each.

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Michelle Madoff:**

Mr. President, we were to honor Mr. Simon, the Nobel Prize winner today, unfortunately time does not permit him to be with us until after the first of the year, and the Mayor wanted to give him some kind of recognition, and it was decided to wait until after the first of the year so we are cancelling today.

**The Chair:**

That's your prerogative.

**Mr. Stone:**

Why don't we pass it and just give it to him later. If the man is deserving, I don't know why we should hold it back like we're holding candy away from him, if you want to give it to him.

**Michelle Madoff:**

That's not a bad idea, I would accept that. We could have him here and give it to him at another meeting. Fine, I think that's an excellent idea Mr. Stone, thank you.

**Michelle Madoff presented**

Bill No. 2208. WHEREAS, on October 16, 1978, Dr. Herbert A. Simon, a professor at Carnegie Mellon University for 29 years, received the coveted Nobel Prize for economics, and

WHEREAS, the Academy singled out Simon's 20 years of outstanding research toward understanding the problems of decision making in economics and

WHEREAS, for 29 years Dr. Simon has directly influenced thousands of Pittsburgh students and citizens and has been cited as being the one man in the world who comes closest to the ideal of being an Aristotle or a Renaissance man and

WHEREAS, Dr. Simon has expressed his desire to remain in our City and continue his world renowned work in the development of theory on economic decision making and psychological research into human thinking.

NOW, THEREFORE,

BE IT RESOLVED that the Mayor and the Council of the City of Pittsburgh hereby recognize and honor Dr. Simon's outstanding achievement in the field of economics and extend our congratulations to him on his receipt of the coveted Nobel Prize and furthering the development of Pittsburgh as one of the foremost cultural and academic centers in the United States.

Which was read.

**Michelle Madoff moved for adoption.**

**Mr. Stone seconded the motion.**

Which motion prevailed.

**Michelle Madoff:**

Mr. President, could we state that it would be an official invitation that would be sent to Dr. Simon to invite him to be present when he returns from Stockholm. We are going to invite him to be here, to receive it personally.

**The Chair:**

The Clerk is so ordered. I would like to add one thing on the resolution on Dr. Simon, it certainly is an austere occasion and a great honor for the City of Pittsburgh. I hope like most men who get great awards in the City of Pittsburgh, that he doesn't move to other fields. We'd like to keep a fellow like

that here. But that happens so often, perhaps Dr. Simon's case will be an exception. If I may make light of the moment, Fritzie Zivic wants to know why he never got a Nobel Peace Prize.

Mr. Givens:

Mr. President, I have to deal with some of the things that are coming up and that are disturbing to me, and I am sure to possibly some of the other Council Members here, in regards to taxation and how we are to go about it.

I'm thinking of Proposition No. 13 for example, bills in the Legislative Body of the State of Pennsylvania, House Bill No. 851 would amend Article No. 3 of the State Constitution, to give voters initiative on the referendum power similar to that of California.

There is another House Bill, No. 2591, which limits government spending by providing deficit spending, and by placing a ceiling on personal income tax, which affects locally our budget.

Senate Bill No. 1438 proposes to amend State Constitution by classifying property for tax purposes, into four categories; residential, commercial, agricultural, and industrial.

And last, House Bill No. 2550, proposes to amend the State Constitution and regulate State and Local taxes by using economic indicators.

If there is no action taken on any of these bills prior to the Legislators final session, then they will be considered again in January maybe. Some of these bills could have a most serious effect on our present budget deliberations, which leads to primarily State Act No. 511, which has a limitation in some cases, and real estate taxes are limited to 25 mills, unless approved by court, then the maximum is 30 mills. I know some members of Council are thinking about having a higher increase in this particular millage.

The other thing that disturbs me is the fact that the Mayor's budget as proposed, in an article that appeared in The Pittsburgh Press this past Tuesday, indicating the Mayor's budget to this Council of increasing our Earned Wage Tax from 1% to 2.5%, of a 1½% increase; whether or not this is contradictory to the State Act No. 511, and the fact as the article indicated, that there is a lot of people looking over our shoulders in other municipalities, to find out how this thing comes out in the City of Pittsburgh. Not only is it the Wage Tax, but also the Deed Transfer Tax that is another act that comes under Act No. 511.

When I and the other members of Council indicated Occupation Taxes, the articles in the Press would come out and say that that is not legal because it is under Act No. 511, and as a result we cannot use Occupational Tax to tax people who do not reside outside the City of Pittsburgh.

I am confused on some of these issues, and I would like to have legal clarification as soon as possible. I would like to suggest this coming Wednesday on the post-agenda item, that we have someone from the Controller's Office, the Mayor's Fiscal Officer, Kenny Fields, and someone from the Legal Office, if not Grace Harris who has been mentioned, but seems to be dealing within the Home Rule Charter.

I think of other things that I must have some answers to, for example we know that 20%, as so indicated in the media, of our paramedics are people that are non-city residents. Living in the the City of Los Angeles at one time, I know that if you used the paramedic equipment or manpower in that particular city, and you were a non-city resident; that you were then surcharged for not being a city resident. I wondered what legal ramifications the City of Pittsburgh could have. If we are a city of services, then lets charge the people who are getting this service, and that is a wide area that we could look into. I think of Philadelphia having their 4-5/16% Wage Tax increase, and if they can tax people outside the State of

Pennsylvania. They got that from Home Rule Charter and they got that from a neighboring legislation, through the State I would assume. These are perplexing questions that I don't have the answers to right now. I feel if some of these people as mentioned here could be here this coming Wednesday, and if our Chief Clerk could notify them of some of the problem areas that I am personally concerned with, we might be able to get some resolutions at least, and thinking of which direction Council should go on these perplexing legal questions, and they are legal. I guess the bottom line is we could pass a budget that someone could contest in the Courts of the Commonwealth or Allegheny County, and shoot down anything, especially those two taxes that I have just mentioned, the one on Wage Tax, even on the millage rate if we go above the State mandatory regulation, it seems like it has been done in some Home Rule municipalities. I am not so sure that this thing is going to go unnoticed by the public or that it would be challenged within the coming year.

**The Chair:**

Mr. Givens you raise a very good point. Personally, if I had to vote at this very moment, I would vote against any tax increase of any kind in the City of Pittsburgh, if I was voting on this very day. However part of it is based on the fact that I think the Administration has been rather unfair, and you might say has done a little cheating.

I talked to Mr. Matter sometime ago about a graduated Occupation Tax, and Mr. Matter said that according to the Charter, the State Rules and Regulations, we weren't allowed to increase the Occupation Tax. Just the other day the Mayor said that he is looking into the possibility of increasing it from $10.00 to $24.00. I talked of a graduated one, where the one that makes the most pays the most; a doctor, a lawyer — $50.00 or $60.00; a plumber, a carpenter — $40.00, and so on down to perhaps the average working person paying $10.00 as they pay now.

Now they contradict themselves, and Mr. Matter, by saying that they are looking into the possibility, and there is no possibility. It is confusing. I don't know where the State supervision starts, or where it ends. Every time we decide to get into something like this, some people say you can't do it and some people say you can. Now is the time to find out. And they better look somewhere else.

They are even talking about an increase in Mercantile and Business Privilege Taxes, not this year but perhaps in the future. Of course we do not want to disturb the boys in the Allegheny Conference and talk about the kind of an increase I just mentioned, they may move out of town. That threat is always made. I don't see anyone moving. They don't care about that average wage earner who is now overcome by utility bills, food bills, clothing bills, and what have you; but they are worried about the millionaires of the town moving if we do raise the Mercantile and Business Privilege Tax. So until they look into some other areas, I say if I was voting right now I would vote against any tax increase, period!

**Mr. Lally:**

Mr. Chairman, are we to have our Legal Counsel here on Wednesday? Is that what the request was for?

I have a question also, I want to know, could we invoke a City lottery, like the State lottery, and have a lottery just for receipts to come to the City? I think I can get that answered from our Legal Counsel. I would hope so.

**Mr. Givens:**

Yes, I asked for a Legal Fiscal Officer and the City Controllers.

**Michelle Madoff:**

Mr. President, with reference to the issue that Mr. Givens raised about the paramedics, it is my understanding, and I would like to be corrected if I am wrong, that we only serve the people in

the City, is that correct? Whether they live outside the City or within the City is irrelevant, we only service the people in the City, so we can't charge people out of the City if they are not being serviced. Does anyone care to comment on that?

**Mr. Givens:**

I think that is one of the presumptions that the present administration is going on, but I am not sure that presumption is a legal one.

**Michelle Madoff:**

Well who would you charge if we are not servicing the people outside the City, we are only servicing the people in the City. There are communities such as Los Angeles who have a service charge for fire, and for police, and a service charge for paramedics and if you want to add a service charge on I certainly wouldn't support that for the City. That is another ball of wax. But you cannot think in terms of the Bill No. 511, which is our Enabeling Act, applying in this particular case since we are only servicing the people in the City.

In reference to the Enabeling Act No. 511, I asked for an opinion on whether we could raise the Occupation Tax, and I was told that the Home Rule Charter prohibited that. What I understand the Mayor's Office to be doing is to try and get the Legislators together, and I guess this business that we now have of 50-50 Republican, Democrat kind of thing and a Governor from this part of the State, from out City, to consider helping pass that kind of legislation to amend Act. No. 511 which would allow us to increase the Occupation Tax and other taxes. I don't think there is any confusion on that one issue at all.

**Mr. Stone:**

Mr. President, if I may, we only got the budget last Monday, and as Finance Chairman I have already made an inquiry with Grace Harris.

As Finance Chairman I would like to believe that I am a little more knowledgable on this budget situation than most people on this Council. But I am the first to admit that I don't know the final answers. I am at a loss to understand how we have so many geniuses on this body, that within 7 days of getting 300 pages, were prepared to solve the whole problem. I think that is the problem the Mayor had, and we are falling into the same trap.

I think that those of you who were here last year know that we did a rather in-depth study of the budget. I see no reason to change from that procedure this year. Everyone will be informed, we will not vote on it tomorrow or the day after, we will vote on it at the last moment in December of '78, so that we have more facts before us.

I don't think it helps the citizens of the City of Pittsburgh, to add any more confusion such as making statements when you don't know what you are talking about, particularly when it involves saying that you are going to do something when the law doesn't permit you to do what you can't do. I think it would help all of us if we would just tighten up the lip a little bit. It is a tough problem, lets look at it to find out where it is.

Relative to the requests on behalf of the Administration to go to the State just recently, I wondered where they were during this whole year. It didn't take just last Monday to find out we were $29,000,000 behind. I find it kind of belated in discovery, and I think the only reason there is an attempt now to look to the State is because the present tax proposal as it is presently instituted, is obviously not being received well. But I think that it behooves all of us to slow down a little bit. I think it is time for facts but not enough rhetoric as has been proposed in these last 7 days. And, I think we will get more out of it and we may come out with something that satisfies the City of Pittsburgh, under the best possible circumstances.

**Michelle Madoff:**

Mr. Stone, one of the comments you made without referring to non-knowledgable people on this body making comments. I don't think anybody made any specific recommendations, we were just discussing the issue, and the only way intelligent people come to conclusions is through discussion.

Mr. Stone:

That's true, but when some people go public with their mouths before they engage their brains, they have tendencies to confuse the problems that are already overly burdensome and confusing.

Michelle Madoff:

I don't think any member of this Council has done that. I think they have just been expressing their opinions, which they are entitled to do.

Mr. Givens:

Mr. President, I would so like to have the above mentioned people here, and I have some specific questions I would like to ask them, if not for anything for them to go back and to tell this Council body as how they feel in their legal interpretation, so I can proceed on this budget as well as 8 other Councilmen.

Mr. Stone:

There is no objection to that inquiry.

Michelle Madoff:

I don't quite understand what you were objecting to, I think most of us didn't.

Mr. Stone:

I know, you never do, but that is beside the point and I won't belabor the point.

Michelle Madoff:

The usual example of bull-shit baffles brains.

Mr. Stone:

I told you once before that I have a 4 year-old son who comes from pre-school everyday with remarks like yours.

Michelle Madoff:

Well, smart kid.

The Chair:

Any further motions or resolutions? There being none, the motion to approve the reading of the minutes of the past meeting . . .

Mr. Stone moved to approve the minutes of Monday, November 6, 1978.

Mr. Robinson seconded the motion.

Which motion prevailed.

And on motion of Mr. stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, November 27, 1978 No. 46



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, November 27, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting as opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

The Chair:

Before we begin I would like to mention that we have with us today in the audience two distinguished guests, Michael Lozer and Michael John Lozer, the father and nephew of Anna Marie Lozer. Welcome.

PRESENTATIONS

Mr. Coyne presented

No. 2209. Petition from Bloomfield residents requesting a hearing before Council to express concern over hazards encountered at corner of Millvale Avenue and Cypress Streets, and requesting a traffic light.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2210. Resolution providing for an Agreement or Agreements with Interaction, Inc., 12429 Cedar Road, Cleveland Heights, Ohio for the planning, conduct and evaluation of a citizen participation conference in connection with the City's citizen participation plan and providing for the payment of $12,000 from Capital Fund CP 78-05, Citizen Participation.

Also

No. 2211. Resolution approving the sale of Parcels 99 and 100 for $.35 per sq. ft. (5,245.28 sq. ft, or $1,835.85) and Parcel 101 for $51,400.00 in the 3rd Ward (Webster, Roberts & Enoch Streets) of the City of Pittsburgh by and between URA and James L. Spearman and Gloria J. Spearman — Redevelopment Area No. 31.

Also

No. 2212. Resolution approving the sale of Parcels 69A and 69B (2805-2803 Webster Avenue) in the 5th Ward of the City of Pittsburgh by and between URA and Alton Rowe for $36,000.00 — Redevelopment Area No. 32.

Also

No. 2213. Resolution approving the sale of Parcel 19 (533 Junilla Street) in the 5th Ward of the City of Pittsburgh by and between URA and Alexander Scott, Jr. and Marceal Scott for $18,-700.00 — Redevelopment Area No. 32.

Also

No. 2214. Resolution approving the sale of Parcel 51 (638 Watt Street) in the 5th Ward of the City of Pittsburgh by and between URA and Bernice Arrington, Geraldine A. Gilbert and Lawrence Arrington for $160.00 — Redevelopment Area No. 32.

Also

No. 2215. Resolution approving the sale of Parcel C-41d (N. Euclid and Rippey) in the 11th Ward of the City of Pittsburgh by and between URA and David McCoy and Gay McCoy for $100.00 — Redevelopment Area No. 10.

Also

No. 2216. Resolution approving the sale of Parcel 47 (7207 Hermitage Street) in the 13th Ward of the City of Pittsburgh by and between URA and Kenneth Morris and Thelma Morris for $150.00 — Redevelopment Area No. 19.

Also

No. 2217. Resolution approving the sale of Parcel 138 (7205 Hermitage Street) in the 13th Ward of the City of Pittsburgh by and between URA and Lonnie Latham and Pauline Latham for $150.00 — Redevelopment Area No. 19.

Also

No. 2218. Resolution approving the sale of Parcel 128 (7301 Mt. Vernon Street) in the 13th Ward of the City of Pittsburgh by and between URA and Manon Salik and Margy Finney Salik for $150.00 — Redevelopment Area No. 19.

Also

No. 2219. Resolution approving the sale of Parcel 216C (1302 W. North Avenue) in the 21st Ward of the City of Pittsburgh by and between URA and Ulish Carter for $17,800.00 — Redevelopment Area No. 27.

Also

No. 2220. Communication from Paul C. Brophy, Director of Housing, requesting permission for Mary Reilly, Housing Development Specialist to attend 2-day conference, Monroeville, PA November 28-29, 1978 at a cost not to exceed $75.00, payable from 1978 Community Development Block Grant Trust Fund, Housing Department, Administration, CDHD (hd 78-13).

Also

No. 2221. Communication from Paul C. Brophy, Director of Housing, requesting permission for Messrs. Imhoff, Czarnecki, McDermott, Cimino and Marino of the Bureau of Building Inspection to attend one-day seminar, Sheraton Inn on the Mall, Monroeville, November 27, 1978, at a total cost not to exceed $75.00, payable from Code Account 1376, Miscellaneous Services, Bureau of Building Inspection.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2222. Resolution repealing Resolution No. 1274 further amending Resolution 872 approved October 3, 1977, entitled: "A Resolution providing for a contract or contracts in connection with

the Relocation of No. 8 Police Station, Department of Lands and Buildings, Project No. 76-4, and providing for the cost thereof" by increasing the total costs from $153,000.00 to $223,000.00.

Also

No. 2223. Resolution further amending Resolution 71, approved February 15, 1977, as amended by Resolution 872 approved October 3, 1977, in connection with the Relocation of No. 8 Police Station, Department of Lands and Buildings by increasing total cost from $153,000.00 to $230,000.00.

Also

No. 2224. Resolution providing for an Architectural and/or Engineering Agreement or Agreements in connection with the replacement of No. 22 Engine Company, Arlington Avenue, and providing for the cost thereof. Cost not to exceed $35,000.00 payable from Capital Project No. LB 77-3, No. 22 Engine Company, Arlington Avenue, Department of Lands and Buildings.

Also

No. 2225. Resolution repealing Resolution No. 730, approved 9/24/76 which authorized the sale of property in the 20th Ward being a vacant lot on W. Carson Street Block 42-D, Lot 162, to Thomas P. Beall and Frances Beall, his wife, for the sum of $860.00. Hand money of $100.00 to be forfeited.

Also

No. 2226. Resolution repealing Resolution No. 1258, app. 10/23/78, which repealed Res. No. 954 app. 10/5/77. Resolution No. 954 to be reinstated for the sale of property in the 13th Ward, located on Chaucer St., designated as Block 173-N, Lot 247 to Donna J. Kem for the sum of $300.00. (2½ story frame house).

Also

No. 2227. Resolution amending Resolution No. 1235, approved 10/27/78 which authorized the sale of property in the 19th Ward being a vacant lot on Virginia Avenue Block 5-D, Lot 177, to correct spelling of name of Vincent J. Reither to read Vincent J. Riether. All else in Resolution No. 1235 shall remain the same and in effect.

Also

No. 2228. Resolution authorizing the sale of property in the 10th Ward being vacant land on Broad Street to Grady Henry Roberts, Jr. for the sum of $1,-200.00, Lot 50-L-134 — size 20 x 100, Lot 50-L-135 — size 20 x 100.

Also

No. 2229. Resolution authorizing the sale of property in the 12th Ward being a vacant lot in the rear of Lincoln Avenue designated as Block 124-R, Lot 246, to Wilford Kelly for the sum of $800.00. Size of lot 37.79 x avg. 65.70 x 23.68.

Also

No. 2230. Resolution authorizing the sale of property in the 13th Ward being a vacant lot in the rear of Remington Avenue Block 232-D, Lot 94 to Arnold L. Dukes and Lawrencella W. Dukes, his wife for the sum of $750.00. Lot size 68.5 x 100 x 59.79.

Also

No. 2231. Resolution authorizing the sale of property in the 13th Ward being a vacant lot, designated as Block 173-N, Lot 377, to Seth A. and Julia C. Kellum, his wife, for the sum of $150.00. Lot on Mt. Vernon Street size 20 x 93.

Also

No. 2232. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on 28 Marne Way, Block 4-N, Pt. Lot 168 to Edgar M. Chambers and Loretta E. Chambers, his wife, for the sum of $4,000.00.

Also

No. 2233. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Virginia Avenue, Block 5-D, Lot 171, to Frederick W. Koch and Patricia R. Koch, his wife, for the sum of $150.00, size 8.05 x 120 x 8.

Also

No. 2234. Resolution authorizing the sale of property in the 20th Ward being vacant land on Merwyn Street designated as Block 21-N, Lot 116 to Samuel W. Kinzey and Deborah M. Kinzey, for the sum of $900.00, size 100 x 80.

Also

No. 2235. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Brighton Road designated as Block 22-D, Lot 18 to S. T. and Silphia Dean Story, his wife, for the sum of $150.00, size 24 x avg. 90.

Also

No. 2236. Resolution authorizing the sale of property in the 31st Ward being vacant land on Benezet Street to David Tobasco and Kathleen M. Tobasco his wife, for the sum of $800.00. Block 131-N, Lot 20, 25 and 33, total of eight lots size 25 x 110 eoch.

Also

No. 2237. Resolution authorizing the sale of property in the 32nd Ward being vacant lots on Georgette Street to William J. Giles and Wilma J. Giles, his wife, for the sum of $850.00, Block 139-H, Lots 135 and 137. Plan Lot #292 — 31 x avg. 118, 289 — 100 x avg. 124 x 112, 290 — 35 x avg. 112, 291 — 31 x avg. 118.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff** presented

No. 2238. Resolution transferring $30,-000.00 from and to Code Accounts within the Department of Water.

Also

No. 2239. Resolution transferring $10,-000.00 from and to Code Accounts within the Department of Water.

Which were read and referred to the Committee on Finance.

**Michelle Madoff** moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Mrs. Masloff** presented

No. 2240. Resolution authorizing the issuance of a warrant in favor of White Swan Amusement Park in the amount of $5,242.50 in payment for services rendered in connection with the Summer Youth Recreation & Transportation Program furnished for the benefit of the City without previous authority of law, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2241. Resolution providing for the filing of an application or applications by the City of Pittsburgh with the Pennsylvania Council on the Arts for grants in connection with the Department of Parks and Recreation, City Players Program; providing for the execution of Grant Contracts and for the filing of requisitions and other data; providing for required assurances; and providing for the deposit of the funds in a Trust Fund Account.

Also

No. 2242. Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 972, effective August 31, 1978, entitled: "Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds" by increasing the amount in PR 77-25 and by increasing the total of the department of Parks and Recreation.

Which were read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2243. Resolution transferring the aggregate sum of $65,000.00 from and to various Code Accounts within the Department of Supplies.

Also

No. 2244. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Print-Punch Traffic Recorders, for the Division of Painting, Department of Public Works and for the payment thereof.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2245. An Ordinance imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1979, and ending December 31, 1979, and thereafter from year to year on a calendar year basis by residents of the City of Pittsburgh, and on the net profits earned during said periods from businesses, professions or other activities conducted by residents of the City of Pittsburgh, requiring the filing of declarations and returns, and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at its source; providing for the administration and enforcement of the ordinance; and imposing penalties for violation thereof.

Also

No. 2246. An Ordinance to provide for general revenue by imposing a tax upon the transfer of interests in real property situate within the City of Pittsburgh, at the rate of one per cent (1%) of the value of such interest; prescribing a method of evidencing the payment of such tax; conferring powers and imposing duties upon the City Treasurer; and imposing penalties for violations.

Also

No. 2247. An Ordinance levying taxes upon all real property subject to taxation within the limits of the City of Pittsburgh for the fiscal year beginning January 1, 1979 and ending December 31, 1979, in the amount of Fifty-six and One Half (56½) mills on land and Twenty-Four and Three Quarters (24¾) mills on buildings, and providing for the payment of such taxes.

Also

No. 2248. An Ordinance levying and assessing water rents for the fiscal year beginning January 1, 1979, and ending December 31, 1979.

Which were severally read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2249. An Ordinance amending Ordinance No. 599 of 1967 which imposes a tax on certain classes of personal property.

Also

No. 2250. An Ordinance amending Ordinance No. 592 of 1970 which imposes a tax on the privilege of conducting or operating a service or service institution under a non-profit charter in the City of Pittsburgh.

Also

No. 2251. An Ordinance amending Ordinance No. 595 of 1970, as amended, by Ordinance No. 602 of 1972, which imposes a mercantile license tax on the privilege of conducting a business in the City of Pittsburgh as a dealer or vendor of goods, wares and merchandise.

Also

No. 2252. An Ordinance amending Ordinance No. 675 of 1968, as amended by Ordinance No. 594 of 1970, and Ordinance No. 1 of 1975, which imposes a tax at the rate of 5 mills on the privilege of operating or conducting a business in the City of Pittsburgh.

Also

No. 2253. An Ordinance amending Ordinance No. 594 of 1967, as amended by Ordinance No. 601 of 1972, which imposes an amusement tax upon patrons who participate in any amusement or entertainment, as defined in the Ordinance within the City of Pittsburgh.

Also

No. 2254. An Ordinance amending Ordinance No. 597 of 1967 which imposes a tax upon the privilege of engaging in an occupation within the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 2255. Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Labor for a grant in connection with the Comprehensive Employment and Training Act, as amended, Title I Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Comprehensive Employment and Training Act, as amended, Title I Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in the CETA Trust Fund.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2256. Resolution designating Banks and Lending Institutions to act as Depositories for the year 1979 in accordance with Depository Ordinance No. 635 of October 31, 1975, as amended.

Also

No. 2257. Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1979.

Also

No. 2258. Resolution fixing the number

of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Also

No. 2259. Communication from Mayor Richard S. Caliguiri, submitting Collective Bargaining Agreement between the City and the American Federation of State, County and Municipal Employees covering the City's clerical, technical and professional employees, which will become effective as of January 1, 1979.

Also

No. 2260. Communication from John H. Bingler, Jr., President, Civil Service Commission, submitting annual report for the period January 1, 1977 through December 31, 1977, in compliance with Section 6 of the General Civil Service Act.

Also

No. 2261. Communication from John E. McGrady, City Controller submitting an estimate of the probable Revenues the City may anticipate for the General Fund and Water Fund for the year 1979, Estimated Revenues for 1978, Revenues received for 1978 and comparison of 1979 Estimated Revenues with 1978 Revenues received in compliance with the requirements of the Act of Assembly of the Commonwealth of Pennsylvania.

Which were severally read and referred to the Committee on Finance.

**The Chair** presented

No. 2262. Petition from Dr. Isaac Green, Pastor of the Central Baptist Church in behalf of the residents of the Hill District, requesting a hearing concerning the bearing of and discharging of fire arms in the said area.

Which was read and referred to the Committee on Public Safety.

**Mr. Stone** moved to suspend Rule 8 for all Committees providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to their consideration by Council after the return of such papers from Committee.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

REPORTS OF COMMITTEES

**Mr. Stone** presented

No. 2263. Report of the Committee on Finance for November 22, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2091. A Resolution entitled, "Resolution further amending Resolution No. 1348, approved December 30, 1977, effective January 1, 1978, as amended, entitled 'A Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges therefor for the fiscal year, beginning January 1, 1978,' by making an additional appropriation of $150,000.00 in the Water Fund to Code Account No. 1750, Chemicals."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mchelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2114. A Resolution entitled, "Resolution approving collective bargaining agreement between Fire Fighters Local No. 1 and the City of Pittsburgh." (AS AMENDED IN COMMITTEE).

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

If I may, in one of our newspapers of general circulation, they had indicated that Stone was opposed to Council's action . . . I would like it very clearly understood that Stone was not opposed to City Council's actions, relative to the Fire Contract, because City Council did not negotiate that contract. Councilman Stone, however, is opposed to the Mayor's negotiating of an inflationary labor contract for the next four years in view of the fact that at this present time he has indicated a need for $29 Million, in view of the fact that I, as Finance Chairman, find that the deficit is probably closer to $50 Million in order to maintain the same effort that we had last year. I have indicated very, very strongly that this game of false surpluses would haunt us in the future and I think that it is quite obvious as of today's remarks.

Presently our budget is still subsidized by revenue sharing. Last year we used 940 employees roughly at $10,000 apiece, that would come to $9.4 Million, we subsidized our budget, in addition we subsidized it by $2.5 Million from our Parking Authority and that is the reason that as I see it we come closer to $50 Million.

President Carter just made a speech today and some of you may have seen it, and if not, let me inform you of what he has indicated, he has told all of the cities to tighten their budgets and by 1980 there would be problems.

As Finance Chairman, I believe that it is necessary for me through you, and hopefully through the press, to the citizens of the City of Pittsburgh, to indicate to them that our problem is more grave and more severe than we had originally anticipated. Even if we were to fund the whole $29 Million we would still have problems in 1980. This budget will need the full understanding and cooperation of all parties.

**The Chair:**

I take sort of an opposite viewpoint of Councilman Stone, I see a ray of hope . . . perhaps the Mayor knows of some money that we don't know about and there couldn't be a more worthwhile or a good organization such as the Firefighters to receive those kind of benefits. So if the mayor says they deserve it, and I certainly agree, he must know where the money is and this is a very hopeful sign, I believe.

**Mr. Stone:**

Mr. President, if I may, I hope he does know where the money is, from where I sit, I cannot see the money being there and that is the concern I have. I would like to emphasize very strongly, a one year contract is not what my objection is, my objection is namely that it is a four year contract with a built-in increase down the line. If the federal government, and as I predict, might happen, starts giving some price controls and some wage increase controls, then where we are is we are beyond that and that is where I see the fallacy in the labor contract. Not in the labor contract itself for a year, but in an unprecedented extension to four years.

I would like, while I still have the microphone, to have incorporated in these minutes, my comments on this matter from last Wednesday's meeting.

MR. STONE'S COMMENTS FROM WEDNESDAY, NOVEMBER 22, 1978:

Mr. Stone:

Then let the record show the Finance Chairman, Robert Rade Stone, oppose for the following reasons.

First of all, I think that we have set a pattern for the next four years, one beyond the presence of this Mayor. I consider that not proper. I think that no one should legislate into the next administration.

Secondly, I think that in view of the great deal of inflation that we have, which is running rampant year by year, and we are seeing lessons across this country, that something must stop. It seems to me we ought to be choosing lesser terms of contracts rather than longer ones. We have now set a pattern which commits us to 9.8 percent even beyond the President's guidelines of 1979. We are also committing ourselves to a minimum of 5 percent and a maximum of 9 percent in the succeeding three years.

And to the President of the Fire Fighters, I commend him for doing a beautiful job of collective bargaining, but as far as the City of Pittsburgh we have now set a pattern where all unions can now use this as a precedent for which they likewise will be asking for a minimum of 5 percent and a maximum of 9 percent.

I don't see that any labor union picking up those kinds of statistics can find any difficulty with the future. It is essentially determined on the cost of living. As Finance Chairman, even though I like to give money right, I don't think monies of the City of Pittsburgh should be given away so easily as has been done with this contract.

That's my comment, and I would like to be registered as opposed.

Mr. Givens:

I have reservation in supporting the 1979 Firemen's Contract. The Agreement is a sound one, bargained in good faith, but if Council agrees to it, we surrender the principal we have been fighting for over the past three years.

Section 4B reads in part:

"The union recognizes the sole discreation of the Mayor and the Chief to determine vacancies and fill vacancies in accordance with the needs of the Department and the public safety as determined by the Mayor."

This language acknowledges only the Mayor as having authority in determining the size and structure of the Fire Department.

But, Section 208 of our Home Rule Charter specifically provides that the Mayor or the Council can establish, revise or abolish a unit of government.

Our attorneys, Grogan, Graffam, McGinley and Solomon, advised that if we accepted the Collective Bargaining Agreement, we would be agreeing with the Mayor's contention that Council does not have the right to mandate the size of the Police force. They further advised that even if Council added a statement re-asserting our right to establish the size of the force, we would weaken our position because of the contradictory wording of the Collective Bargaining Contract. The Fireman's Contract before us contains the same language as in the past.

I cautiously guard the power given this Council in Section 208 of the Charter because we are the representatives of the citizens, and their safety is involved. It is our joint responsibility, with the Mayor, to see that the public safety is preserved. Part of that preservation is the assurance of adequate force strength

in the Fire Department. If we agree to this contract, then we give up the authority given us in Section 208 of the Charter, and we handcuff Council's future role in securing the public safety.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MR. STONE VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2116. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Norwood, Inc., in the amount of Three Thousand Two Hundred ($3,200.00) Dollars, in payment for additional design and construction of a steel bin wall at the Centre Avenue Bridge, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |
| Michelle Madoff | |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

'oslA

Bill No. 2117. A Resolution entitled, "Resolution transferring the amount of Fifty Six Thousand ($56,000.00) Dollars from and to various Code Accounts within the Department of Public Works."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Lally | Mr. Stone |
| Michelle Madoff | |

Ayes 5 Noes 4
(MR. BULLS, MR. GIVENS, MR. ROBINSON AND MR. DePASQUALE (PRES'T) VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2123. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of William M. Orr Company, Inc., in the amount of $436.00 in payment for Freon furnished for the benefit of the City in connection with the maintenance of the air-conditioning system at the Public Safety Building and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 2124. A Resolution entitled, "Resolution transferring the total sum of $187,000.00 from Capital Project LB 76-1, No. 42 and 51 Fire Station. Chestnut Street to Capital Projects LB 76-2, No. 32 Golden Triangle Fire Station and LB 76-4, No. 8 Police Station, Mt. Washington, Relocation, Department of Lands and Buildings." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 2134. A Resolution entitled, "Resolution transferring the sum of $6,150,000.00 from the Water Fund to the General Fund of the City of Pittsburgh."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2137. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of JMH Engraving in the amount of $462.50 for engraved plaques furnished to the Council of the City of Pittsburgh for presentation to the Cable TV Study Committee without previous authority of law; and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 2138. A Resolution entitled, "Resolution transferring $21,314.43 from Capital Project Fund PR 78-03, Phipps Conservatory, to the LPWEA Trust Fund and authorizing the Mayor to issue, and the City Controller to countersign, a warrant in favor of Rea Construction Company, in the amount of $18,277.43 in payment for work performed at Phipps Conservatory, furnished for the benefit of the City without previous authority of law and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2143. An Ordinance entitled, "An Ordinance amending Section 1 of Ordinance No. 12, approved February 3, 1964, entitled, 'An Ordinance granting time off to all employees of the City for holidays with pay and repealing Ordinance No. 629, approved December 30, 1949, as amended,' by substituting the day after Thanksgiving as a holiday in lieu of Lincoln's Birthday."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Lally | Mr. Stone |
| Michelle Madoff | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes none
(ONE ABSTAINING—MR. GIVENS)

And a majority of the votes of Council being in the affirmaive, the bill passed finally.

Also,

Bill No. 2144. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of Moorhead and Knox, Esq., in the amount of $554.21 in payment for professional services rendered to the Council of the City of Pittsburgh, without previous authority of law."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MICHELLE MADOFF VOTING NO)

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 2195. A Resolution entitled, "Resolution transferring $250,000.00 from Code Account No. 41, Refunds — Real Estate Taxes, $290,000.00 from Code Account No. 44-1, Unemployment Compensation Fund, $160,000.00 from Code Account No. 57, Social Security Fund, Department of City Treasurer, to Code Account No. 44, Workmen's Compensation Fund."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 2264. Report of the Committee on Public Works for November 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2118. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 487, approved July 12, 1976, as amended by Resolution No. 4, effective January 14, 1977, as amended by Resolution No. 40, effective January 21, 1977, as amended by Resolution No. 178, effective March 17, 1977, as amended by Resolution No. 253, effective April 8, 1977, as amended by Resolution No. 469, effective June 15, 1977, as amended by Resolution No. 969, effective August 31, 1977, entitled, 'Resolution approving 1976 Capital Improvements Projects; allocating and setting aside amounts in connection therewith; creating trust funds; transferring Bond Funds to said trust funds; providing for necessary professional service agreements in connection with said Projects; providing for contracts for implementing said Projects; and providing for the payment of the costs thereof', by redefining projects authorized, reallocating funds and redesignating Trust Funds as Capital Funds." (AS AMENDED IN COMMITTEE).

Which was read.

Also,

Bill No. 2119. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 82, effective February 17, 1977, as amended by Resolution No. 410, effective May 16, 1977, as amended by Resolution No. 632, effective July 21, 1977 as amended by Resolution No. 905, effective October 6, 1977, as amended by Resolution No. 1019, effective October 27, 1977, as amended by Resolution No. 1337, effective December 31, 1977, as amended by Resolution No. 82, effective February 27, 1978, as amended by Resolution No. 308, effective March 30, 1978, entitled, 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds', by reallocating funds and re-designating projects authorized for the Department of Public Works."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Mchelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 2265. Report of the Committee on Supplies for November 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2140. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Air Rock Drills, Air Paving Breakers, Air Clay Diggers, Air Tampers for the Department of Water, and for the payment thereof."

Which was read.

**Michelle Madoff:**

Mr. President, regarding Bill No. 2140, I would like to point out that this pertains to the passing of legislation last January which would mandate the City to maintain the curb for the water main. I understand that a lot of other cities and a lot of other water companies do that for citizens because of the expense incurred, but my brief cursory look at the budget indicates that there is something like a $2 Million increase that will be caused by the City taking over this obligation and I wonder if somebody a little bit more experienced in looking at budgets would verify that.

I have also talked to the Water Department people and they tell me that once this becomes sort of publicized that people can get that service they expect to see a greater demand and I only pointed out in lieu of the fact that when we talk about increase in budget we can't on one side say we have to have these services and on the other side say, "why do we have them?"

**The Chair:**

Did you say Bill No. 2140?

**Michelle Madoff:**

Yes, that is for Rock Drills, Air Paving

Breakers, Air Clay Diggers, these are equipment that the Water Department needed because . . .

**The Chair:**

Yes, but it is not necessarily for just work from the house to the curb.

**Michelle Madoff:**

But, basically that is why they were purchased, to do the curb to the main work and this is only a small portion of it. We are picking up the tabs for the actual work and I'm not saying that we shouldn't, I'm sure there was good reason when Council came to that decision, but I do point out that in my quick look at the Budget in the Water Department indicates that there is something close to a $2 Million increase because of this area that we have taken over. I think it is necessary that we do it, but we have to point out that we don't want to increase the taxes if this is a cost to the community.

**The Chair:**

Mr. Stone, do you have any comment, this was your baby.

**Mr. Stone:**

Well, too often people tend to balloon figures without knowledge and this is evidence of that. This particular item was looked into before it was put in and the Water Department Director had emphasized that the cost would be somewhere between $200,00 and $400,000. The City of Pittsburgh was the last municipality to get in line with this kind of operation. This is one which was very seriously thought out and it deals with the matter of a responsibility whereby we cut the responsibility of the property owner to the curb box, or their curb line. This was a sensible, well thought out situation at that time, it nowhere gets close to $2 Million, it is where it was originally intended to be and should not have even reached the figure of $200,000 to $400,000 which was originally anticipated. If the proper occasion should come up where we are debating that matter, needless to say, I will be prepared to cover it further. But, I think it is wrong to engage in a matter of saying it cost $2 Million more for this Department when the whole Water Department didn't increase $2 Million.

**The Chair:**

I would like to make one comment, apparantly somebody gave those figures to Michelle Madoff.

**Michelle Madoff:**

That is right, that the Water Department budget had increased, and in great part because of this information and all I am saying is, I prefaced my statement by saying "perhaps somebody more experienced like our Finance Chairman would look into it and give us a figure", I was not making a statement as to the figure, but I believe the figure, but in the tone the dialogue is being taken, may I make a formal request that we have the Water Department give us a breakdown of the number of jobs that have been incurred, I think they have 700 waiting, pending to be done, and some idea of what the total cost would be for next year and what it is costing to buy the equipment for this particular undertaking and the kind of manpower it would incur and then maybe we could talk about it in a different light.

**The Chair:**

I think it is very important that we verify the $2 Million increase, was that an overall increase?

**Michelle Madoff:**

The Water Department seemed to be slightly under $2 Million.

**The Chair:**

It was not confined to the home?

**Michelle Madoff:**

Right, there is more to it than just that, Mr. Chairman, as you know as the treasurer of ALCOSAN, they have agreed to take our waste, which we are now mandated by law, it is called sluray, but they call it after treatment waste . . . you can't put it in the river anymore and they are going to charge us a service fee of $120,000 as another additional figure that was not figured in the budget.

We also have another problem of a resolution that was mandated by this Council two years ago, having the effluence back into the drinking water lines, the lines are getting older and it could become a very serious problem from a health standpoint, it has not been implemented. These are the things that we talked about at the Mayor's meeting this morning.

I understand these programs are about to be implemented, should be implemented and they are going to cost dollars and I think the $2 Million encompassed everything and I think we ought to know where we stand.

Mr. Robinson:

Mr. President, without taking this discussion perhaps into areas it was not intended to go, Mr. Coyne had mentioned on several occasions that there is the potential within our Water Department to generate income. It is one of the few Departmentts in the City that sustains itself in terms of producing more income than it is utilizing and Mr. Coyne has mentioned on several occasions that perhaps we have not explored fully selling water our surplus water to surrounding communities or others who might need it.

Perhaps Mrs. Madoff's concern, also the concern of Mr. Stone can be addressed in terms of looking at the potential of generating income by selling some of our excess water. Perhaps we won't find all of the money that we need to address some of our budget problems, but maybe it is a source of income that we have not adequately looked at.

Michelle Madoff:

I thank you and that is a very good suggestion, but I might comment that again, this morning I asked Director Miller why we were picking up I think it is $150,000 deficit for people in West Penn Water Company and you members of the Council know it much better than I do having been here longer, that we tried to buy it, we couldn't buy it, they don't want to sell it, but we have to, under the PUC regulations, subsidize those people who live in the City who do get their water from West Penn Water Company. Maybe we ought to see if we can give them, if there is surplus water, to those people.

I'm going to go down the Water Plant again and go through it thoroughly and raise some of these questions.

Mr. Coyne:

Mr. President, I would just like to say that if the City of Pittsburgh did make an effort to buy Western Pennsylvania Water it was a very weak effort, because that wasn't the sentiment of the Administration, the past Administration, I don't know what the sentiment of the present Administration are, but what had happened is that the City Law Department had filed incorrectly a petition in Harrisburg to acquire Western Pennsylvania Water and as far as this Council has ever been told by the Water Department, it was never pursued after that. That petition was rejected and what happened after that is something that we would have to find out.

But, to go back to the selling of the water, our water, to outside communities, this Council, about a year and a half ago appropriated, I think it was $20,000 for another study to sell water to the communities and what the profitability of that would be. The study came back, and like so many other studies, is languishing somewhere in a department with nothing being done to implement what was found as a result of the study. I don't think that the study produced anything that was as detrimental as to say to give up the

possibility of selling that water to outside communities. But there is a study available about selling water to outside communities that this Council appropriated the money to pay for.

**The Chair:**

Mr. Coyne, this is the first time I have heard an explanation from anyone as to why the negotiations broke down in regards to purchase South Pittsburgh Water. I thought they were still pending actually.

**Mr. Coyne:**

Well, if there is going to be a major acquisition like that, it is going to take the commitment not only of City Council but of the Administration to say that this is a thing to do.

**The Chair:**

We are talking about actually three years, if I recall on that top first item in regards to buying it.

**Mr. Coyne:**

That is right.

**Michelle Madoff:**

Mr. President, pursuing the subject, I learned this morning, as the subject came up again, and I concur with what Mr. Coyne has said, when I first took over that committee, I immediately looked into that West Penn Water purchase. What you say is correct, it was filed incorrectly and I asked the question, and asked it again this morning, and it is about the fifth time I have asked the question and I can only know what I am told as Mr. DePasquale said. I was told that as of this moment, they do not wish to sell. Maybe we oughtt to confirm that.

I have also been told that the water lines, the fire hydrants are in deplorable condition and if we bought it we would have nothing. We would be buying a zero and we would have to put tremendous amounts of money, not only for the purchase and acquisition, but maintenance and repair and replacement of most of the units.

**Mr. Coyne:**

Well, the alternative to that is to continue to pay an astronomical subsidy out of the operating budget to get Western Pennsylvania Water.

**Michelle Madoff:**

$850,000 this year, almost a million. Perhaps we can get some guidance from Councilman Stone. We are going to be having budget hearings. Would this be an appropriate time to raise these issues, or should we schedule a post agenda meeting since we are formulating the budget, go into some of these items?

**Mr. Stone:**

Budget time is the time to consider budgetary items.

**Michelle Madoff:**

Well, we would be talking to departments about these kind of budgetary items and we could raise these issues, is that correct?

**Mr. Stone:**

That is what budgets are for.

**Michelle Madoff:**

Fine, and that would clarify a lot of the questions raised today in this information. Thank you.

Also,

Bill No. 2141. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Fog Nozzles, Shutoffs, Fog Tips, etc., for the Department of Fire and for the payment thereof.

Which was read.

Also,

Bill No. 2142. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Nitrous Oxide Administration Equipment for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

Also,

Bill No. 2188. A Resolution entitled, "Resolution directing the Director of the Department of Supplies to have included as a part of all bid packages a separate bid quote for the specific materials, equipment or supplies and a separate bid quote for all other items to include freight or transportation charges."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mrs. Masloff presented

No. 2266. Report of the Committee on Parks and Recreation for November 22, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2139. A Resolution entitled, "Resolution providing for a Contract or Contracts or use of existing Contracts for the repair of restrooms at Ammon Recreation Center and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Lally presented

No. 2267. Report of the Committee on Lands and Buildings for November 22, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1983. A Resolution entitled, "Resolution providing for a supplemental agreement with Westinghouse Broadcasting Company, Inc., in connection with its broadcasting tower and appurtenances, amending the agreement between the parties dated June 27, 1955, extending the term and increasing the annual rental." (AS AMENDED IN COMMITTEE).

Which was read.

Mr. Coyne:

Regarding Bill No. 1983, the Agreement with Westinghouse Broadcasting Company, the Law Department was supposed to have up to City Council before today, some means agreeing to re-negotiate, or the possibility of renegotiating the contract in a shorter time period than 35 years. As far as I know that has not come to Council, that is one of the reasons why this bill will be delayed.

Also,

Bill No. 2125. A Resolution entitled, "Resolution amending Section 2 of Resolution No. 1124, approved October 6, 1978, entitled: 'Resolution providing for the purchase from Ertl Baking Company for various City facilities and other public purposes in lieu of condemnation, certain property in the 22nd Ward, located at 20 River Avenue, designated as Block 8-M, Lots 10, 12 and 25, for the sum of $750,000.00, plus proper closing expenses and providing for the payment of the cost thereof, bychanging the source of funds."

Which was read.

Also,

Bill No. 2126. Resolution authorizing the sale of property in the 5th Ward being a vacant lot in the rear of Andover Terrace to Donald S. Bryan and Stephanie M. Bryan, his wife, for the sum of $150.00. Block 27-C, Lot 237; size 42 x avg. 51.92 x 45 rear.

Which was read.

Also,

Bill No. 2127. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Carson Street to Sarah Evosevic and Bosanka Evosevic for the sum of $2,500.00. Block 3-G, Lot 61 — 24 x 100.

Which was read.

Also,

Bill No. 2128. Resolution authorizing the sale of property in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $500.00. 6 lots 150 x 100, Block 33-P, Lot 295.

Which was read.

Also,

Bill No. 2129. Resolution authorizing the sale of poperty in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $1,750. 7 lots, Block 60-H, Lot 42, size 25 x 100 each.

Which was read.

Also,

Bill No. 2130. Resolution authorizing the sale of property in the 29th Ward being vacant land on Minooka Street to Robert Kesten for the sum of $1,000.00. Block 60-B, Lot 70; size 25 x 100; Block 60-B, Lot 71; size 50 x 100.

Which was read.

Also,

Bill No. 2131. Resolution authorizing the sale of property in the 29th Ward

being a vacant lot on Trost Avenue to David J. Thomas and Rose M. Thomas, his wife, for the sum of $450.00. Block 60-B, Lot 26, size 50 x avg. 80.5.

Which was read.

Also,

Bill No. 2132. Resolution authorizing the sale of property in the 31st Ward being vacant land on Armorhill Avenue to Arderell Lawson and Arderell Tyus, Joint Tenants with Right of Survivorship, but not as Tenants in Common. 3 lots 25 x 100 each, Block 91-F, Lot 171 for the sum of $800.00.

Which was read.

Also,

Bill No. 2133. Resolution authorizing the sale of property in the 32nd Ward being vacant land on Cape Way to Rudolph Hanechak for the sum of $300.00. Block 61-M-109; 25 x avg. 100, Block 61-M, Lot 110; 25 x avg. 74.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Lally:**

Mr. President, I move to recommit Bill Nos. 1983, 2128, 2129, 2130, 2132 and 2133.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2135. A Resolution entitled, "Resolution directing the Director of the Department of Lands and Buildings to use his authorization to post signs on vacant lots, and to purchase newspaper space for the advertisement of all city owned properties and structures that are available for sale."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Robinson:**

Mr. President, I would like to make an amendment to Bill No. 2135, by adding a Section 4 and Section 5 to read as follows:

SECTION 4. All fees and or deposits becoming the property of the City of Pittsburgh through forfeitures pursuant to transactions related to sales of City properties or generated by this resolution shall be utilized to offset the costs specified in this resolution and shall be deposited in the appropriate code account.

SECTION 5. This project, as described in this Resolution is to be completed and

in operation within 12 months of the effective date of this Resolution.

Michelle Madoff seconded the motion.

Which motion prevailed.

Mr. Robinson:

I would like to make a comment on this, part of my rationale here is that we should not be adding additional cost and where we can identify means paying for those costs out of our activities, that is what we ought to do and I think this amendment speaks to that.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 2167. A Resolution entitled, "Resolution providing for the lease of certain property at 2038 Bedford Avenue, 5th Ward from Hill House Association, c/o James F. Henry for a term of 24 months for a rental of $325.00 per month plus all utilities, at total rental of $7,800.00, to be used as a temporary location of the No. 2 Police Station, upon certain terms and conditions and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Givens presented

No. 2268. WHEREAS, Council has observed the administration's numerous transfers of money budgeted for salaries into supply and equipment accounts; and

WHEREAS, it is not sound economic planning to transfer across budget functions liberally; and

WHEREAS, at a time when taxpayers are questioning government spending practices it is not advisable to disregard planned usages and thus weaken accountability for projected budget items;

NOW, THEREFORE

BE IT RESOLVED that the Council of

the City of Pittsburgh will not vote favorable for transfers of money from salary code accounts into supply and equipment code accounts except in extreme emergencies.

Mr. Givens moved for adoption.

Mr. Stone seconded the motion.

Which motion prevailed.

Mr. Givens:

Mr. President, I think what we are saying in this Resolution to the Administration is very obvious . . . that in today's bills that were presented to Council, there was this one bill alone for the sum of $65,000.00 in transfers from Salaries and Wages compared with last week, another sixty some thousand, so we have just seen within the last two weeks about $120,000 transferred. I think we are just saying in this Resolution to the Administration, all the Council people who have voted for it, I think we are saying that we will not tolerate this type of transaction, especially in the year 1979.

These people will come before Council and the Finance Chairman and hopefully we are going to hear some hard concrete lines on what they are saying about materials and supplies. I think it is a very crucial item if we are to have respectibility and responsibility within our budget.

Michelle Madoff:

I would just like to remind the City Clerk, regarding Bill No. 2167, that Council has requested that we have a figure on December 4, 1978 when they open the bids. Just a reminder.

Mr. Givens:

Mr. President, I have one more item which I would like to relay to the other Councilmembers . . . if you recall, this past Wednesday, I brought certain people in in regards to Act 511, the nine various pieces of taxation that we can utilize. One of part is the Earned Income and Sales Tax, Parking Tax etc. I received back from the Commonwealth of Pennsylvania, Department of Community Affairs a letter stating those particular jurisdictions within the State that have gone over the 1% in their Earned Income. Also, along with that in a newsletter from the Home Rule group of the State, they so indicated and I asked our own Legal Department whether or not we could increase, for example, Occupation Tax or any of those nine different taxes and the answer was, we could only do it within our own realm. Otherwise, if we go outside and use the Occupational Tax, we are hitting people from outside the City of Pittsburgh.

But, in the 1978 Budget of the City of Scranton, they increased exactly their Occupational Tax up to $15.00 vs. the $10.00 that is mandated in Act 511.

In the Home Rule Commonwealth people out of the Department of Community Affairs, here we are several years into the operation of the Home Rule Charter in municipalities and a number are still finding it difficult to believe what the confidence that Act 62 delegates the powers to set rates of taxation higher than the limits in the Municipal Codes or in Act 511. The Local Tax Enabling Law, there is a great deal of waiting for the other guy to clear the legal path and to take the risk when actually affirmative action is a desirable posture. What they are saying is that in regards to Dillion's Law when the Home Rule Act was . . .

The Chair:

Mr. Givens, I don't want to cut you short, but shouldn't we take this up at the budget sessions?

Mr. Givens:

Well, it is part of the budget session, my main point of information is that we are not limited in that type of revenue and as a result we have been told and mislead by our own legal department that we have limitations in this

area and it has been proven that other cities have taken the advantage of their Home Rule Charter.

Michelle Madoff:

The reason though is that they have enabling acts in the Pennsylvania Legislature that we do not, Mr. Givens, we have to get our legislators not to consider us as orphans in this part of the State.

Mr. Lally:

Mr. Chairman, there has been a story passed around that the Mayor of San Francisco has been shot and killed this afternoon.

Michelle Madoff:

Is that true? Killed too?

Mr. Lally:

Mr. Chairman, I think you ought to think about posting two policemen at this door from now on.

The Chair:

I got them to put two on, we lost the one.

Mr. Stone moved to approve the minutes of Monday, November 13, 1978.

Mr. Coyne seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

**Vol. CXII** **Monday, December 4, 1978** **No. 47**



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Monday, December 4, 1978

PRESENT:

| | |
|---|---|
| **Mr. Bulls** | **Mrs. Masloff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale** |
| **Michelle Madoff** | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

PRESENTATIONS

**Mr. Bulls presented**

No. 2269. Resolution transferring the total sum of $66,000 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to the following accounts: Code Account No. 1443-4, Premium Pay — $60,000.00, Code Account No. 1443-6, In-Grade Pay — $6,000.00.

Which was read and referred to the Committee on Finance.

Mr. Givens presented

No. 2270. Resolution approving the revised proposal dated November, 1978, for redevelopment activities in portions of Redevelopment Area No. 31, Crawford-Devilliers, located in portions of the Second, Third and Fifth Wards of the City of Pittsburgh; approving Modification No. 1 to the Redevelopment Area Plan; and making certain findings related thereto.

Also

No. 2271. Resolution providing for a second amendatory Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh amending the Crawford-Roberts Cooperation Agreement between the parties dated June 9, 1977, as amended by supplementing a portion thereof dealing with local matching share.

Also

No. 2272. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an "Application for Financial Assistance" in the amount of $4,715,662 to the Pennsylvania Department of Community Affairs.

Also

No. 2273. Communication from Paul C. Brophy, Director of Housing, requesting permission to attend HUD Meeting concerning UDAG Program and Neighborhood Strategy Area Program, Washington, DC, December 5, 1978 at cost not to exceed $125.00, payable from Community Development Block Grant Trust Fund, Housing Department.

Also

No. 2274. Communication from Edward DeLuca, Director of the Department of City Development, requesting permission for Kevin Hurley to travel to Toronto area, December 4-7, 1978, in connection with business survey sponsored by Penn's Southwest Association, at cost not to exceed $325.00, payable from Code Account 1900-1, Department of City Development.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2275. Resolution transferring the sum of $45,000.00 from Capital Project No. LB78-09, Department of Lands and Buildings to Capital Project No. LB78-07, Department of Lands and Buildings.

Also

No. 2276. Resolution transferring the sum of $2,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1, Premium Pay, Department of Lands and Buildings.

Which were read and referred to the Committee on Finance.

Also

No. 2277. Resolution providing for a lease to Macedonia Baptist Church for a term on ten (10) years at an annual rental of $1.00, of certain property of the City of Pittsburgh located on Whiteside Road, 5th Ward, upon certain terms and conditions.

Also

No. 2278. Resolution authorizing the sale of property in the 5th Ward on Kirkpatrick Street to The Rising Star Baptist Church for the sum of $3,300.00. 10-K Lot 179, Lot 20 x 111.87, 10-K Lot 180, Lot 20 x 111.86, 10-K Lot 181, 1 sty. brk. gar. on lot 40 x 111.87, 10-K Lot 183 — 2 sty. brk. hse.

Also

No. 2279. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Warrington Avenue between St. Thomas and Amanda Street to William Oxenreiter and Jean Oxenreiter, his wife, for the sum of $3,500.00, Block 14-C, Lot 218, Lot size 240 x avg. 120 x 228.

Also

No. 2280. Resolution authorizing the sale of property in the 17th Ward being vacant land on Huron and Shamokin Streets to Joseph W. Fritz and Catherine M. Fritz for the sum of $300.00. 13-A-226, size 18 x 100 x 22, 13-A-227, size 26.12 x 24.26.

Also

No. 2281. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on #16 Marne Way, designated as Block 4-N, Pt. of Lot 168 to Michael J. Dirling and Doris A. Dirling, his wife, for the sum of $4,-500.00.

Also

No. 2282. Resolution authorizing the sale of property in the 19th Ward, being a 2½ story brick house on Marne Way, to Paul F. and Norma M. Roberts, his wife, for the sum of $4,000.00, Block 4-N, Lot Part 168.

Also

No. 2283. Resolution authorizing the sale of property in the 20th Ward being a 2 story frame house on 1314 Chartiers Avenue, Block 20-F, Lot 264, to Robert A. Bruno for the sum of $1,000.00.

Also

No. 2284. Resolution authorizing the sale of property in the 22nd Ward being a vacant lot on Butterfield Way, Block 23-K, Lot 385, to Lawrence Wolfe for the sum of $150.00. Lot size, 16.67 x 45.

Also

No. 2285. Resolution authorizing the sale of property in the 25th Ward being a vacant lot in the rear of Buena Vista Street, Block 23-A, Lot 16, to Wallace Edwards and Leola M. Edwards, his wife, for the sum of $350.00. Lot size 33.5 x avg. 107.33 x 23.

Also

No. 2286. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Warren Street designated as Block 23-D, Lot 88, to Alexander M. Johnston for the sum of $350.00, lot size 20 x 120.89.

Also

No. 2287. Resolution authorizing the sale of property in the 28th Ward being a 1 story brick house and integral garage at the rear of Straka Street No. 1430, designated as Block 41-F, Lot 211, to Robert T. Best and Phyllis J. Best, his wife, for the sum of $20,000.00.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff and Mr. Lally presented**

No. 2288. Resolution directing the Department of City Treasurer Collector of Delinquent City and School Tax Liens to send notification of dates, time and location of all bidding of city owned property to the Office of the Mayor, the Director, Administrative Assistant, and Real Estate Supervisor of the Department of Lands and Buildings, and Major Radio, Television and Newspaper news rooms.

Which was read and referred to the Committee on Lands and Buildings.

**Michelle Madoff presented**

No. 2289. Communication from John C. Miller, Director of the Department of Water, submitting annual report of the Department of Water, for the year 1977.

Which was read and referred to the Committee on Water.

**Mrs. Masloff presented**

No. 2290. Resolution repealing Resolution No. 295, effective April 15, 1977, entitled "Requesting that a senior citizen center be established in the Rebekah Home on McClure Avenue, 27th Ward."

Also

No. 2291. Resolution providing for the purchase from I.O.O.F. of Western Pennsylvania for use as a Senior Citizen Center Facility and/or Multi-Service Center and other public purposes (in lieu of condemnation) of certain property at 3515 McClure Avenue, 27th Ward, known as the Rebekah Home, designated as Block 75-H, Lot 12 and Block 75-D, Lot 76, for $135,000.00 plus proper closing expenses and providing for a contract or contracts, agreement or agreements for design and construction of the renovation of the Rebekah Home and providing for the payment of the cost thereof.

Also

No. 2292. Resolution providing for an Agreement or Agreements with the Allegheny County Institution District in connection with the Federal Area Plan for Programs on Aging providing for payment and reimbursements to the City by the Allegheny County Institution Dis-

trict for expenditures in connection with the Senior Citizens Program; and providing for the deposit of funds.

Also

No. 2293. Resolution providing for a Lease or Leases and/or License or Licenses for the use of certain property for Senior Citizens Centers in an amount not to exceed $70,000.00.

Which were severally read and referred to the Committee on Parks and Recreation.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2294. Resolution providing for the issuance of a warrant in the amount of $1,275.00 in favor of Lenny Levy's Chrysler-Plymouth, for vehicles, retained by the Police Department, which were originally scheduled to be traded in at the time new ones were purchased, and for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2295. Resolution repealing Resolution 1305 authorizing audit of transportation charges, Department of Supplies; effective date November 27, 1978.

Also

No. 2296. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Electric Synchronous Motor, for the Department of Water, and for the payment thereof.

Also

No. 2297. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Frequency Modulated Portable Radio Equipment, for the Department of Emergency Medical Services, and for the payment thereof

Which were severally read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2298. Resolution transferring the aggregate sum of $8,500.00 from Code Account 42, Contingent Fund, Refunds, Reserves, Emergency Salaries and Wages — $3,300.00 and Code Account 101, Allegheny League of Municipalities Grants and Donations, $5,200.00 to Code Account 98, Magic Carpet, Incorporated, Grants and Donations.

Also

No. 2299. Resolution providing for an Agreement or Agreements with the Pittsburgh Chamber of Commerce for the implementation of the Greater Pittsburgh Labor-Management Program and providing for the payment of the costs thereof.

Also

No. 2300. Resolution providing for an Agreement or Agreements with Community Action Pittsburgh, Inc., Goodwill Industries of Pittsburgh, Inc., Educational Programs Diocesan School District of Pittsburgh, Bidwell Cultural and Training Center, Inc., Opportunities Industrialization Center. Inc., Pittsburgh Building Construction Industry Administrative Committee for Research, Education and Training, Inc., Pittsburgh School District, Allegheny County Chapter — Pennsylvania Association for Retarded Citizens. for the implementation of the Comprehensive Employment and Training Act, Title I Project, designated by CETA Re-enactment as CETA Title II, Part B and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bills only until or after the 9th calendar day following the meeting in which the bills were introduced so the bills will be on the agenda this Wednesday.

Mr. Robinson sesonded the motion.

Which motion prevailed.

Also

No. 2301. Resolution transferring the sum of $1,000.00 from Code Account 1046, Salaries and Wages, Regular Employees to Code Account 1052, Inspection, Department of City Controller.

Also

No. 2302. Resolution transferring the sum of Two Thousand ($2,000.00) Dollars from Code Account No. 1024, Supplies, Municipal Courts to Code Account No. 1024-2, Constable's Warrant Fund, Municipal Courts, Department of the Mayor.

Also

No. 2303. Resolution amending Resolution No. 1164, approved October 10, 1978 entitled "Providing for an Agreement or Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Opportunities Industrialization Center, Inc., Point Park College, Urban Youth Action, Inc., Elder-Ado, Inc., for the implementation of the Comprehensive Employment and Training Act, Title III, Subpart 3 of the Youth Employment and Demonstration Projects Act (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof."

Also

No. 2304. Resolution providing for Agreement/Agreements to obtain the professional services of Data Processing Specialists or Consultants for purposes of technical assistance in the development of and evaluation of a Request for Proposal for Computer services for the City of Pittsburgh.

Also

No. 2305. Resolution providing for an Agreement or Agreements with Ronald Coleman for stenographic reporting services in connection with public hearing or hearings and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 2306. Report of the Committee on Finance for November 29, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2077. A Resolution entitled, "Resolution transferring $3,000.00 from Code Account 1102, Salaries and Wages, Regular and Temporary Employees to Code Account 1103, Miscellaneous Services."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | M.r Stone |
| Michelle Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MR. BULLS VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2120. A Resolution entitled, "Resolution transferring $1,000.00 from Code Account 1102, Salaries and wages, Regular and Temporary Employees to Code Account 1104, Supplies, within the Department of City Planning."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | M.r Stone |
| Michelle Madoff | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MR. BULLS VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2162. A Resolution entitled, "Resolution amending Section 2 of Ordinance No. 136, effective March 20, 1973, as amended by Ordinance No. 21, effective August 12, 1977, as amended by Resolution No. 1119, effective October 10, 1978, entitled, "An Ordinance increasing the Bonded Indebtedness of the City of Pittsburgh by an issue of Serial General Obligation Coupon Bonds in the amount of Fourteen Million Dollars ($14,000,000) for the purposes of acquiring and constructing its 1973 Capital Improvements Program and paying costs of the Bond Issue; fixing the form, number, date, interest rate and maturities thereof; levying a tax for payment of Debt Service Charges; authorizing execution, sale and delivery thereof; pledging the repayment of said bonds; and authorizing the filing for approval of said debt with the Department of Community Affairs, and authorizing the payment of the required fee therefore." (by reducing the Urban Redevelopment Authority allocation by Seventy Thousand ($70,000) Dollars and increasing the Department of Lands and Buildings allocation by the same amount."

Which was read

The Chair:

Is there any discussion on the bill?

Mr. Givens:

Mr. President, on Bill No. 2162, I would like to make an amendment, to read as follows:

In Section 1, deleting the amount of $930,000.00 and inserting in lieu thereof, $900,000.00, this was a typographical error.

Mr. Lally seconded the motion.

Which motion prevailed.

The Chair:

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally, as amended?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally, as amended.

Also,

Bill No. 2166. A Resolution entitled, "Resolution transferring $78,000.00 from Rentals — City Owned Properties, Special Trust Fund #2 to Capital Project LB 78-07, Public Buildings; City County Building Cornice Repair and Cleaning, Department of Lands and Buildings."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2182. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of NCR Corporation in the amount of $276.50 in payment for repair to electronic Cash Register at the Pittsburgh Zoo, furnished for the benefit of the City without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 2189. A Resolution entitled, "Resolution authorizing the Mayor to issue and the City Controller to countersign a warrant in favor of IBM Corporation, in the amount of $10,592.50 in payment for the purchase of two (2) leased IBM Mag Card II Typewriters, for the office of the City Clerk, without previous authority of law."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council being in the affirmative the bills passed finally.

Also,

Bill No. 2194. An Ordinance entitled,

"An Ordinance further amending Section 2 of Ordinance No. 14, approved January 18, 1971, entitled, 'An Ordinance establishing annual vacation leave for all full-time employees in the service of the City of Pittsburgh and providing for vacation pay in the event of death or termination of service, and repealing certain prior ordinances', as amended by Ordinance No. 1, approved February 17, 1978, effective February 27, 2978, by revising vacation entitlement provisions." (AS AMENDED IN COMMITTEE)

Which was read.

The Chair:

Is there any discussion on the bill?

Mr. Lally:

Mr. President, I move to recommit Bill No. 2194.

Mr. Stone seconded the motion.

Which motion prevailed.

Also,

Bill No. 2196. A Resolution entitled, "Resolution providing for the issuance of a warrant to Joseph W. Fritz and Catherine Fritz, his wife in the amount of $5,500.00 in full settlement of lawsuit for personal injury and providing for the payment thereof."

Which was read.

Also,

Bill No. 2197. A Resolution entitled, "Resolution providing for the issuance of a warrant to Norman Speer in the amount of $2,000.00 in full settlement of lawsuit for property damages, and providing for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2198. A Resolution entitled, "Resolution transferring the sum of $6,-500.00 from Code Account 1004, Newspaper Advertising to Code Account 1006, Equipment, City Clerk's Office."

Which was read.

Also,

Bill No. 2238. A Resolution entitled, "Resolution transferring $30,000.00 from and to Code Accounts within the Department of Water."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2239. A Resolution entitled, "Resolution transferring $10,000.00 from and to Code Accounts within the Department of Water."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | M.r Stone |
| Michelle Madoff | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes one
(MR. BULLS VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2255. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the United States Department of Labor for a grant in connection with the Comprehensive Employment and Training Act, as amended, Title I Project; providing for the execution of Grant Contracts and for the filing of requisitions and other data; approving the Comprehensive Employment and Training Act, as amended, Title I Project; providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; and providing for the deposit of the funds in the CETA Trust Fund."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Coyne presented

No. 2307. Report of the Committee on Public Works for November 29, 1978, transmitting one Ordinance and one Resolution to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2154. An Ordinance entitled, "An Ordinance amending Ordinance No. 290 approved June 13, 1968, entitled: 'An Ordinance designating certain streets in the City of Pittsburgh as Mall Streets and Mall Transit Streets; providing for the regulation of such streets, and penalties for the violation thereof,' by revising Mall Transit Streets."

Which was read.

Also,

Bill No. 2155. A Resolution entitled, "Resolution amending Resolution No. 1269, approved November 3, 1978, effective November 6, 1978 entitled, 'A Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering services in connection with the preliminary design for replacement of the Bloomfield Bridge; and providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation', by correctly identifying the source of funding."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2308. Report of the Committee on Planning, Housing and Development for November 29, 1978, transmitting sundry Resolutions to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2158. A Resolution entitled, "Resolution providing for a Supplement Agreement for the Oakland Loop Bus (Reduced Fare Loop Bus Project) and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2163. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Amalia Stamoolis for the sale of Block 46F Lot 263 in the Twenty-Sixth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 2164. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire from the Department of Housing and Urban Development, Property in the 25th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 23-E, Lot Number 310."

Which was read.

Also,

Bill No. 2165. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire from the Department of Housing and Urban Development, property in the 26th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 46-F, Lot Number 263."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson** presented

No. 2309. Report of the Committee on Supplies for November 29, 1978, transmitting sundry Resolutions to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2190. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Replacement of Vacuum Sewer Cleaning Machine and High Pressure Jet Rodder Unit on Existing Chassis for the Department of Public Works and for the payment thereof."

Which was read.

Also,

Bill No. 2191. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Sewer Rodding Machines for the Department of Public Works, and for the payment thereof."

Which was read.

Also,

Bill No. 2192. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furishing and delivery of Mowers and Leaf Blower, for the Bureau of Administration, Department of Parks and Recreation, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Michelle Madoff presented

No. 2310. Report of the Committee on Water for November 29, 1978, transmitting one Resolution to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2181. A Resolution entitled, "Resolution amending Resolution No. 1038 approved December 31, 1976 as amended by Resolution No. 82, approved February 15, 1977, amended by Resolution No. 387 approved May 5, 1977, amended by Resolution No. 531, approved June 10, 1977, amended by Resolution No. 801 approved August 17, 1977, amended by Resolution No. 1018 and 1019 approved October 24, 1977, amended by Resolution No. 1334 approved December 30, 1977, amended by Resolution No. 726 approved June 30, 1978 entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds,' by decreasing appropriations for Capital Budget Project W-77-12, Purchase of Crane Truck and Back-Hoe Loader and increasing appropriations for Capital Budget Project WD-77-16, Installation and Repair of Water Service Lines."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 2311. Report of the Committee on Parks and Recreation for November 29, 1978, transmitting sundry Resolutions to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2183. A Resolution entitled, "Resolution providing for an agreement or agreements with architects or engineers for professional services in connection with the design of the Highland Swimming Pool bathhouse in the Department of Parks and Recreation and providing for the payment of the cost thereof."

Which was ead.

Also,

Bill No. 2184. A Resolution entitled, "Resolution providing for an Agreement or Agreements with architects, engineers, landscape architects or surveyors for professional services in connection with the design of the Arlington Heights ballfield in the Department of Parks and Recreation and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2185. A Resolution entitled, "Resolution providing for an Agreement or Agreements with architects, engineers, landscape architects or surveyors for professional services in connection with the design of various ballfields and playgrounds in the Department of Parks

and Recreation; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2186. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the construction of a new swimming pool and recreational complex at Broadhead-Fording and Village Roads, 28th Ward, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2187. A Resolution entitled, "Resolution providing for a contract or contracts or the use of existing contracts for the purchase and installation of a new handrail for the electric walkway at the Pittsburgh Zoo; and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 2312. Report of the Committee on Lands and Buildings for November 29, 1978, transmitting sundry Resolutions to Council.

Which were read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1983. A Resolution entitled, "Resolution providing for a supplemental agreement with Westinghouse Broadcasting Company, Inc., in connection with its broadcasting tower and appurtenances, amending the agreement between the parties dated June 27, 1955, extending the term and increasing the annual rental." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 2128. Resolution authorizing the sale of property in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $500.00. 6 lots 150 x 100, Block 33-P, Lot 295.

Which was read.

Also,

Bill No. 2129. Resolution authorizing the sale of property in the 29th Ward being vacant land on Brook Street to David W. Thomas for the sum of $1,750.00. 7 lots, Block 60-B, Lot 42, size 25 x 100 each.

Which was read.

Also,

Bill No. 2130. Resolution authorizing the sale of property in the 29th Ward, being vacant land on Minooka Street to Robert Kesten for the sum of $1,000.00. Block 60-B, Lot 70; size 25 x 100, Block 60-B, Lot 71; size 50 x 100.

Which was read.

Also,

Bill No. 2132. Resolution authorizing the sale of property in the 31st Ward being vacant land on Armorhill Avenue to Arderell Lawson and Arderell Tyus, Joint Tenants with Right of Survivorship, but not as Tenants in Common. 3 lots 25 x 100 each. Block 91-F, Lot 171 for the sum of $800.00.

Which was read.

Also,

Bill No. 2133. Resolution authorizing the sale of property in the 32nd Ward being vacant land on Cape Way to Rudolph Hanechak, for the sum of $300.00. Block 61-M-109; 25 x avg. 100, Block 61-M, Lot 110; 25 x avg. 74.

Which was read.

Also,

Bill No. 2168. A Resolution entitled, "Resolution providing for the supplemental lease of certain property leased pursuant to Ordinance No. 237 of 1968 and Ordinance No. 265 of 1969, near Liberty Avenue, Sixth Ward, from the Buncher Company, successor in interest to the Penn Central Company, increasing the quarterly rental by $3,403.41 per quarter from $6,454.00 to $9,857.41, for a total increase in the Annual Rental for 1978 from $25,816.00 to $29,219.41, for auto pound purposes, upon certain terms and conditions; and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 2169. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, entitled: 'Resolution — adopting the 1978 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to Capital Funds,' by increasing a project allocation."

Which was read.

Also,

Bill No. 2170. Resolution repealing Resolution No. 134, approved February 14, 1977, which authorized the sale of property in the 6th Ward, being a vacant lot on 36th Street, designated as Block 48-M, Lot 28 to Edward P. Dallas and Allen L. Dallas for the sum of $400.00.

Which was read.

Also,

Bill No. 2171. Resolution amending Resolution No. 1230, approved October 16, 1978, which authorized the sale of property in the 12th Ward being vacant land on Lincoln Avenue to Paul and Dorothy McCorvey, his wife, for the sum of $700.00. Block 172-R-84; size 25 x 100.

Which was read.

Also,

Bill No. 2172. Resolution authorizing the sale of property in the 6th Ward being vacant land on Fleetwood (now Melwood) Street to Edward J. and Kathryn A. Swiercayk, his wife, for the sum of $900.00. Block 26-B, Lot 326 (2 lots) 25 x 100 each. Block 26-B, Lot 328 (2 lots), 12.53 x 100 and 17.47 x 100.

Which was read.

Also,

Bill No. 2173. Resolution authorizing the sale of property in the 12th Ward being a 2 story frame house on 6707 Rowan Street between Grape and Lincoln Avenue, Block 124-S, Lot 72, to Lorraine G. Watkins and Ila E. Goodson for the sum of $2,000.00.

Which was read.

Also,

Bill No. 2174. Resolution authorizing the sale of property in the 17th Ward being a 2 story double brick house on 20-22 Enon Way, Block 3-M, Lot 332, to William F. Opferman and Michael Cunningham for the sum of $900.00.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2175. Resolution authorizing the sale of property in the 17th Ward being vacant land on Quarry Street to Frank L. Miller, for the sum of $1,500.00. Block 14-H, Lot 142; sizes 4 lots 20 x 100, Lot 20 x 92.68; Lot 20 x 77.19; Lot 20 x 67.86; Lot 20 x 49.53; Tri-Lot 44.35 x 36.37 x 57.51.

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Lally:**

Mr. President, I move to recommit Bill No. 2175.

This is the one on Quarry Street, we were supposed to have an answer from Director West in regards to some other properties we had close to that. We didn't receive that answer yet.

**Mr. Stone** seconded the motion.

Which motion prevailed.

Also,

Bill No. 2176. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on 24 Marne Way, to Lawrence and Eva Marie Dieghan, his wife, for the sum of $4,-000.00. Block 4-N, Lot Part 168.

Which was read.

Also,

Bill No. 2177. Resolution authorizing the sale of property in the 23rd Ward being a vacant lot on James Street corner of Hemlock Street Block 23-H, Lot 186, to Frank J. Suatoni, Jr. and Elizabeth T. Suatoni for the sum of $150.00. Lot size 20 x 100 James Street.

Which was read.

Also,

Bill No. 2178. Resolution authorizing the sale of property in the 23rd Ward being vacant land on James Street to Frank J. and Elizabeth T. Suatoni, his wife, for the sum of $1,000.00. Block 23-H, Lot 191, 20 x 100.

Which was read.

Also,

Bill No. 2179. Resolution authorizing the sale of property in the 23rd Ward being a vacant lot on Dunloe Avenue to Frank J. Suatoni, Jr. and Elizabeth T. Suatoni, for the sum of $150.00. Block 23-H, Lot 196; size 20.33 x 100.

Which was read.

Also,

Bill No. 2180. Resolution authorizing the sale of property in the 26th Ward being vacant land on Royal Street to Robert E. Machesney, for the sum of $900.00. 47-E-260; size 20 x 95.21 x 42.30, 47-E-261, size 20 x 112.5; 47-E-264; size 40 x 112.5; 47-E-266, size 40 x 112.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

Yes, Mr. Chairman, I would like to call to the attention, a letter in response from Mr. Regis Valaw, who is our Tax Lien Officer for the City. We had addressed many of the concerns that have come up here before Council with reference to selling property involving the general community in property sales, and perhaps some good bargains that people could become aware of.

He writes a very favorable commentary and I would urge everybody to read it, he supports the advertising of the fact that there are lands and buildings for sale, particularly the houses, and encourages us to in any way, promote, publicize, and advertise this opportunity.

I would just like to call to the attention of Council that Bill No. 2174, 2176 and 2173, in his opinion and in my opinion in having talked to some of the people renovating them . . . are unusually good buys.

For example, on 2174, and I am encouraging, I am not objecting to it, I think it is wonderful, the person who is buying the two properties at 20 and 22 Enon Way on the South Side, is buying them at $450.00 apiece. He anticipates spending about $10,000 to $15,000 maximum to restore them, and anticipates selling them between $30,000 and $36,000.

I would not discourage that, but on the other hand wouldn't it be wonderful if some of the people that have come before Council who don't have adequate housing, could also take advantage of this kind of activity?

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mr. Bulls presented

No. 2313. WHEREAS, the 58th Annual City League Championship Football game was played at South High Stadium on November 4, 1978; and

WHEREAS, the Peabody High School

"Highlanders" and the Perry High School "Commodores", because of their outstanding regular season play, earned the right to compete in this championship game; and

WHEREAS, the Peabody "Highlanders" were victorious by a score of 13-0, marking its seventh City League Championship Title,

NOW, THEREFORE

BE IT RESOLVED that the Mayor and the members of Council on behalf of the citizens of the City of Pittsburgh, extend their congratulations to the Peabody High School "Highlanders" and its coaches headed by Joe Hnath, for winning the 1978 City League Championship and bringing pride and honor to the students and faculty of Peabody High School.

Which was read.

Mr. Bulls moved for adoption.

Mr. Coyne seconded the motion.

Which motion prevailed.

Mr. Stone moved to approve the minutes of Monday, November 20, 1978.

Mr. Coyne seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, December 11, 1978 No. 48

Municipal Record

## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, December 11, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the flag of the United States of America.

I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Bulls presented

No. 2314. Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge, Suite 419, The Bigelow, Pittsburgh, Pennsylvania 15219, in the amount of $1,466.50, in payment for transcription done by a stenographic reporter of Trial Boards, without previous authority of law, and providing for the payment thereof.

Also

No. 2315. Resolution providing for the issuance of warrants in favor of the following members of the Department of Police for partial financial replacement for items damaged while on duty, and providing for the payment thereof.

Which were read and referred to the Committee on Finance.

Also

No. 2316. Resolution providing for an agreement with the Bidwell Education, Music, Recreation Center, Inc., for the renovation of the interior and exterior of the existing recreational facility located at 1214 Liverpool Street, 21st Ward, City of Pittsburgh.

Which was read and referred to the Committee on Planning, Housing and Redevelopment.

Mr. Bulls moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Mr. Coyne presented

No. 2317. Resolution providing for the issuance of a warrant in favor of Independent Enterprises, Incorporated, in the amount of One Thousand Seven Hundred Sixty-One Dollars and Seventeen Cents ($1,761.17), in payment for Extra Work furnished for the benefit of the City in connection with the Sanitary Sewer Construction, Yankee-Mifflin Road, and providing for the payment thereof.

Also

No. 2318. Resolution authorizing the issuance of a warrant in favor of H. J. Schneider Construction, Incorporated in the amount of Ten Thousand One Hundred Ninety-Five Dollars and Five Cents ($10,195.05) in payment for "Additional Work" in connection with the reconstruction of a Sanitary Sewer on Remington Drive, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Also

No. 2319. Resolution transferring the amount of Fifteen Thousand ($15,000.00) Dollars from Code Account 1646, Repairs, to Code Account 1644, Supplies, both accounts within the Traffic Control Division, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Also

No. 2320. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the inspection of various City Bridges (PW 78-08), providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 2321. Resoluion amending Resolution No. 1249, approved October 31, 1978, effective November 3, 1978, entitled, "A Resolution providing for a Contract or Contracts for the replacement of the Herron Avenue Bridge, PW 78-13; and providing for the payment of costs thereof", by including a provision for decreasing the maximum authorized amount from $2,577,000.00 to $2,247,000.00; and providing for the payment of costs thereof.

Also

No. 2322. Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 599, effective June 7, 1978, as amended by Resolution No. 977, effective August 31, 1978, as amended by Resolution No. 1254, effective November 3, 1978 entitled "Resolution adopting the 1978 Capital Budget; allocating and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds"; by creating an additional line item, PW 78-32; Enfield Street Sewer.

Also

No. 2323. Resolution providing for a Contract or Contracts for the reconstruction of the Enfield Street Sewer, PW 78-32; and providing for the payment of costs thereof.

Also

No. 2324. Resolution vacating Moffat Way from Chartiers Creek to Carbon Street, Gary Street from Chartiers Creek to a point 80.00 feet South of Carbon Street, Wierton Street from Bell Avenue to Chartiers Creek, Pringle Way from Chartiers Creek to a point 80.00 feet South of Carbon Street and Carbon Street from Moffat Way to Weirton Street in the Twenty-Eighth Ward of the City of

Pittsburgh, excepting a sewer easement for the 15-inch sewer line in Moffat Way, the 39-inch sewer line in Pringle Way and the 30-inch sewer line in Weirton Street.

Also

No. 2325. Resolution vacating Likins Street from Madden Street to the City Line and Madden Street from Van Tine Street to the City Line in the Thirteenth Ward of the City of Pittsburgh.

Also

No. 2326. Resolution amending Section 2 of Resolution No. 1303, approved November 17, 1978, entitled: "Vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an Easement for the 15-inch sewer line located therein.

Also

No. 2327. Communication from John E. Ruff, Director of the Department of Public Works requesting interim approval of payment of $4,000.00 for extra work in connection with Sanitary Sewer Remington Drive, Controller's Contract No. 22603.

Also

No. 2328. Petition from the residents of Sapphire Way requesting a street light at the entrance of Sapphire Way and Idaline Street, going south.

Also

No. 2329. Petition requesting that Clarendon Place be designated as a one-way street and also have "slow children" signs posted.

Also

No. 2330. Petition from the residents of S. Evaline Street and S. Pacific Avenue, 8th Ward, requesting a traffic light be installed at the corner of Friendship Avenue and S. Evaline Street.

Also

No. 2331. Communication from John E. Ruff, director, Department of Public Works, requesting permission to attend working subcommittee meeting of Transportation Committee of U. S. Conference of Mayors, Washington, DC, December 15, 1978, at a cost not to exceed $150.00, payable from Code Account 1530, Miscellaneous Services, Department of Public Works.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2332. Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1979 Community Development Block Grant Program; providing for the execution of Grant Contracts and for the filing of other data; approving the 1979 Community Development Block Grant Program providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating a Special Trust Fund in connection with the Project; providing for the deposit of the funds in a bank account and providing for payment of expenses within categories.

Also

No. 2333. Communication from Robert Lurcott, Director of the Department of City Planning, requesting reimbursement of $90.00 to Raymond Reaves, for travel expenses in connection with trip to Washington, DC, December 5, 1978, to confer with HUD officials regarding Urban Development Action Grant Program, payable from Code Account 1103, Miscellaneous Services, Department of City Planning.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2334. Resolution providing for an Agreement or Agreements with a professional Real Estate Appraiser or Appraisers for real estate appraisal services in connection with the purchase or sale of real property by the City for the calendar year of 1979 and providing for the payment thereof.

Also

No. 2335. Resolution providing for the renewal of the City-County Building Elevator Maintenance Contract, Controller's Contract No. 16044, and providing for payment thereof.

Also

No. 2336. Resolution providing for the renewal of the Public Safety Building Elevator Maintenance Contract, Controller's Contract No. 17651, and providing for the payment thereof.

Also

No. 2337. Resolution providing for the purchase from Raymond B. Novak and Donna G. Novak, his wife, for a public sewer easement, in lieu of condemnation, certain property at Keefe Street and McElhinney Avenue, in the 31st Ward of the City of Pittsburgh for One Thousand Eight Hundred and Fifty Dollars ($1,850.00) and providing for the payment thereof.

Also

No. 2338. Resolution repealing Resolution No. 439, approved November 13, 1974 for the sale of property in the 5th Ward vacant lot on Alpena Street, Block 26-R-82 to Maston A. Nelson Jr. for $475.00. Purchaser failed to comply with the agreement to complete sale. Hand money of $110.00 to be forfeited.

Also

No. 2339. Resolution authorizing the sale of property in the 4th Ward being vacant land on Ledge Way and Frazier St. corner Griffith Street to New Light Baptist Church, Rev. Russell Jefferson, Pastor for the sum of $450.00, Block 29-H, Lot 21, size 32.50 x 58.13, Block 29-H, Lot 22, size 32.5 x 120.

Also

No. 2340. Resolution authorizing the sale of property in the 11th Ward being vacant land on N. St. Clair Street to Jesse Liberto and Mary Liberto, his wife, for the sum of $400.00. Block 83-F, Lot 242, size 7.65 x 107.55.

Also

No. 2341. Resolution authorizing the sale of property in the 20th Ward being ½ of a 2 story house on #39 Mansfield Avenue, (now Noblestown Road) Block 19-H, Lot Pt. 191, to Alice R. Meredith for the sum of $650.00.

Also

No. 2342. Resolution authorizing the sale of property in the 20th Ward being a ½ of a 2 story house on #41 Mansfield Avenue (now Noblestown Road) to Robert Rivers for the sum of $650.00, designated as Block 19-H, Part of Lot 191.

Also

No. 2343. Resolution authorizing the sale of property in the 24th Ward being vacant land on Voskamp Street to Robert McGrady for the sum of $1,000.00, Block 24-G, Lot 32, size 35 x 100.

Also

No. 2344. Resolution authorizing the sale of property in the 24th Ward being vacant land on E. Ohio Street to Troy Hill Road between Rialto and Public School to James C. Eastley, Jr., for the

sum of $800.00. Lot 20.65 x 250 E. Ohio Street, Lot 20 x 195 Ohio Street to Rialto both Block 24-H, Lot 104.

Also

No. 2345. Resolution authorizing the sale of property in the 24th Ward being vacant land on Troy Hill Road to James C. Eastley, Jr. for the sum of $450.00. Block 24-H, Lot 38 — 33x 55, Block 24-H, Lot 40 — 22 x 80.

Also

No. 2346. Resolution authorizing the sale of property in the 29th Ward being a vacant lot on the Boulevard to Parallel Avenue to Richard T. Berdes and Dolores A. Berdes, his wife, for the sum of $150.00. Block 59-A, Lot 255, size 25.61 x avg. 189.73.

Which were severally read and referred to the Committee on Lands and Buildings.

**Michelle Madoff** presented

No. 2347. Resolution providing for the letting of a contract for the furnishing and delivery of van type vehicles for the Department of Water and for the payment thereof.

Also

No. 2348. Resolution repealing Resolution No. 1250 approved November 3, 1978 entitled, "Resolution amending Resolution No. 532, approved May 22, 1978 entitled 'Providing for the letting of a contract for the furnishing and delivery of Utility Vehicles for the Distribution Division, Department of Water, and for the payment thereof', by increasing the appropriation by $1,000.00."

Which were read and referred to the Committee on Water.

**Mrs. Masloff** presented

No. 2349. Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of Jurgen Schultz, Catskill Game Farm in the amount of $48,500 in payment for one female, young adult Dromedary Camel; one female, young adult, Grant's Zebra; and one male, young adult Zebu, to be delivered to the Pittsburgh Zoo to include all shipping and delivery charges, without previous authority of law and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2350. Resolution amending Resolution No. 986, effective August 31, 1978, entitled "Providing for a contract or contracts or the use of existing contracts for the reconstruction of Cowley Swimming Pool and providing for the payment of the cost thereof" by increasing the authorization.

Which was read and referred to the Committee on Parks and Recreation.

**Mr. Robinson** presented

No. 2351. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Combination Tapping and Drilling Machine for the Department of Water, and for the payment thereof.

Also

No. 2352. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Aerofier for the Bureau of Grounds and Buildings, Department of Parks and Recreation and for the payment thereof.

Which were read and referred to the Committee on Supplies.

**Mr. Stone** presented

No. 2353. Resolution authorizing the issuance of a warrant in favor of Anna

Marie Brickley in the sum of $1,850.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 2354. Resolution authorizing issuance of a warrant in favor of Stanley W. Arnheim in the sum of $708.75 in settlement of claim for property damage and providing for payment thereof.

Also

No. 2355. Resolution authorizing issuance of a warrant in favor of Edward W. Thomas, Jr. in the sum of $621.43 in settlement of claim for damage and providing for payment thereof.

Also

No. 2356. Resolution authorizing issuance of a warrant in favor of Alessio and Luigi Spinabelli in the sum of $1,542.00 in settlement of claim for damage and providing for payment thereof.

Also

No. 2357. Resolution authorizing issuance of a warrant in favor of Duquesne Light Company in the sum of $534.94 in settlement of claim for damage and providing for payment thereof.

Also

No. 2358. Resolution authorizing issuance of a warrant in favor of Frank J. Stotts in the sum of $602.67 in settlement of claim for damage and providing for payment thereof.

Also

No. 2359. Resolution authorizing the Mayor and/or City Treasurer to enter into an agreement with a designated city depository to serve as trustee for the Pittsburgh Pension Trust Fund; providing for the transfer of certain city assets to the fund and, further for the establishment of a code account designated Pension Trust Fund Clearing Account.

Also

No. 2360. Resolution adopting the 1979 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds.

Also

No. 2361. Communication from Melanie J. Smith, Director of Personnel and Civil Service Commission, requesting permission for Maureen Morrisey, to attend Department of Labor workshop, Philadelphia, PA, December 12, 1978, to review draft of CETA Regulations, at cost not to exceed $140.00 payable from CETA Trust Fund.

Which were severally read and referred to the Committee on Finance.

UNFINISHED BUSINESS

**The Chair presented**

Bill No. 2362.

December 8, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania

Re: Bill No. 2135 of 1978

Dear President and Members:

Bill No. 2135 is a Resolution providing for the posting of signs on vacant lots; the purchase of newspaper space for advertisement of all City-owned properties and the preparation of books and computer printouts listing City-owned properties that are available to the public.

The Bill apparently is intended to be

a general rule of continuing effect. In that case the proper form this legislation would be an Ordinance rather than a Resolution. The Bill fails in this respect to comply with Section 316 of the Home Rule Charter. Moreover, the Bill fails to comply with Section 317 of the Charter, which requires that every ordinance shall have a title clearly expressing its subject. Bill No. 2135 has no title.

Not only is the Bill defective in these procedural aspects, it does not provide a funding source for the $10,000 allocated for the newspaper display ads. In addition, Section 4 requires that all fees or deposits becoming the property of the City of Pittsburgh through forfeitures shall be utilized to offset costs specified in this Bill and shall be deposited in the appropriate code account. This is deficient in two respects: no trust fund has been set up and none is available in which to deposit these funds, and, more importantly, the forfeiture of such deposits and fees is for the benefit of the taxing bodies, not just the City. Moreover, we should explore the power to mandate such expenditures in view of the Act of May 26, 1943, P. L. 629, as amended, which established the Delinquent City and School Tax Lien Board.

I share your desire to expedite the sale of City-owned property, and believe Mr. Valaw and the Law Department will cooperate in re-drafting the legislation in proper and workable form.

For the foregoing reasons, I hereby veto Bill No. 2135 of 1978. I am returning the Bill unsigned and urge you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
RICHARD S. CALIGUIRI

Which was read, received and filed.

Also,

Bill No. 2135. A Resolution entitled, "Resolution that the Director of the Department of Lands and Buildings has the authorization to post signs on vacant lots, purchase newspaper space for advertisement of all city owned properties and structures that are available for sale."

Which was read.

**The Chair:**

Is there any discussion on the veto?

**Michelle Madoff:**

Mr. President, regarding the veto of this bill, the objection is that it has to be re-submitted in its proper form, they are in support of everything that is in it, this is co-sponsored by Mr. Lally and myself, it was introduced as a resolution as opposed to an ordinance, and they are having the legal department re-word it and look into the matter of how funds would be allocated and where they would be located. It should be forthcoming, so I move to sustain the veto, it is really not a problem.

**The Chair:**

Allright, but with one exception, we still have to have a vote. There is a motion on the floor to sustain the Mayor's veto, may we have a second?

**Mr. Stone** seconded the motion.

**The Chair:**

I understand this is to be an ordinance, and if an ordinance is in order, then I would be opposed to the veto, however, if legally it has to be a resolution then that is something else. For the record, I am voting no on sustaining the veto.

I have to be consistent, because if it is coming out of the Mayor's Office, I just assume that they are wrong as usual, and I am voting against it.

Is there any further discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes one
(MR. DePASQUALE VOTING NO)

And a majority of the votes of Council being in the affirmative, the veto was sustained.

Also

Bill No. 2363.

December 8, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania 15219

Re: Bill No. 2188 of 1978

Dear President and Members:

Bill No. 2188 of 1978 is a Resolution directing the Director of the Department of Supplies to require a separate bid quote for freight and transportation charges on all bid packages for materials, equipment and supplies.

The Bill apparently is intended to be a general rule of continuing effect. In that case the proper form for this legislation would be an Ordinance rather than a Resolution. The Bill fails, in this respect, to comply with Section 316 of the Home Rule Charter. Moreover, the Bill fails to comply with Section 317 of the Charter which requires that every ordinance shall have a title clearly expressing its subject. Bill 2188 has no title. If the Bill were an Ordinance, it should be in the form of an amendment to Ordinance No. 148 of 1968, which is the City's contracting ordinance.

It is not clear what the intent of this Bill is: whether it is designed to provide information regarding freight or transportation charges, or if it is to provide a basis for the award of contracts. If the Bill is designed to provide information regarding the amounts of such charges, then a "separate bid quote" is unwarranted; the bidder might merely be required by the specifications to state the amount. If, however, the Bill is intended to provide a basis for determination of the award of contracts, the Bill would be difficult if not impossible to implement. Consider the following two bids:

| | Equipment | Transportation | Total |
|---|---|---|---|
| Bidder A | $5,075 | $125 | $5,200 |
| Bidder B | $5,050 | $250 | $5,300 |

(1) Does the City award to Bidder A who has the lowest total bid or to Bidder B who has the lowest bid for the equipment item? Certainly the City could not accept Bidder B's quotation for equipment and Bidder A's quotation for transportation. Yet, Section 8 of Ordinance No. 148 of 1968 provides that contracts for general supplies, materials and equipment shall be awarded item by item to the lowest responsible bidder unless otherwise provided in the specifications.

(2) Should the City accept a bid for equipment but not for transportation? Under the Uniform Commercial Code, if the seller is not required to deliver the goods to a particular destination, i.e., the contract is a shipment contract — F.O.B. seller's place of business, the risk of loss passes to the buyer (City) at that point, and any damages in transit would be the City's.

For the foregoing reasons, I hereby veto Council Bill No. 2188 of 1978. I am returning the Bill unsigned and urge

you to reconsider this Bill at the next meeting of City Council.

Very truly yours,
RICHARD S. CALIGUIRI

Which was read, received and filed.

Also,

Bill No. 2188. A Resolution entitled, "Resolution that the City of Pittsburgh through the Office of the Mayor and the Director of the Department of Supplies does contract for equipment, materials and general supplies for the City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the veto?

**Mr. Robinson:**

Mr. President, if I might, in reviewing the letter from the Mayor and also in view of the fact that I have been attempting to work with individuals in the Law Department and Department of Supplies to amend Ordinance No. 148 which deals with the general contracting for the City, I think it would be appropriate to sustain the veto as we continue to try to amend that Ordinance to achieve the goals that were proposed in the resolution.

**Mr. Stone seconded the motion.**

**The Chair:**

I don't quite follow you Mr. Robinson.

**Mr. Robinson:**

What I am suggesting is that rather than deal with the content of the letter from the Mayor, I am already in the process of working with individuals within the Administration and the Law Department to change the Ordinance that specifically speaks to general contracting with the City anyway, and if the Ordinance can be changed, I think that it would be a better way since we are already working on it.

**The Chair:**

Wasn't yours originally a resolution?

**Mr. Robinson:**

Yes, there was some question as to whether it should have been in the form of an ordinance or resolution. I am saying that without even dealing with that, if we can change the ordinance, I think that would have a bigger impact.

**Mr. Stone:**

He wants to amend the old Ordinance rather than initiate new legislation.

**The Chair:**

Is there any further discussion on the veto?

And on the question, "Shall the veto be sustained?"

The ayes and noes were taken, agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes one
(MR. DePASQUALE VOTING NO)

And a majority of the votes of Council being in the affirmative, the veto was sustained.

REPORTS OF COMMITTEES

Mr. Stone pesented

No. 2364. Report of the Committee on Finance for December 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2152. A Resolution entitled, "Resolution transferring the sum of Seven Hundred Thousand Dollars ($700,000.00) to Code Account #1443, Salaries and Wages, Regular and Temporary Employees, Department of Police, the sum of One Hundred Thousand Dollars ($100,000.00) to Code Account #1443-4, Premium Pay, Department of Police and the sum of Five Hundred Fifty Thousand Dollars ($550,000.00) to Code Account #1461, Salaries and Wages, Regular and Temporary Employees, Department of Fire, from various Code Accounts."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2240. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of White Swan Amusement Park in the amount of $5,242.50 in payment for services rendered in connection with the Summer Youth Recreation & Transportation Program furnished for the benefit of the City without previous authority of law, and providing for the payment thereof."

Which was read.

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | M.r Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally?"

Also,

Bill No. 2243. A Resolution entitled, "Resolution transferring funds in the aggregate sum of $65,000.00, within the Department of Supplies."

Which was read.

**Mr. Robinson:**

Mr. President, I move to amend Bill No. 2243 by deleting all transfers indicated and include only one transfer to read as follows:

"$8,000.00 from Code Account 1141, Salaries and Wages, to Code Account

1126-1, Premium Pay, both within the Department of Supplies."

Mr. Stone seconded the motion.

Which motion prevailed.

Mr. Robinson:

I'm sure all of the members of Council have received a letter from Solicitor Mulvihill dated December 7th in reference to two concerns that were raised in reference to Bill No. 2243. One concern was whether or not this particular piece of legislation violated Mr. Givens resolution in the terms of not transferring monies out of salary accounts into other accounts, and also the concern which Mr. Stone has raised as to whether or not there was legal authorization for the Director of the Department of Supplies to enter into the agreement which produced approximately $65,000. worth of bills.

I think, for those members of Council who did have a chance to read through the letter, certainly the Solicitor is not indicating that there were any legal problems, but certainly that the procedure that was utilized was not the proper procedure and I think the discussion that was held on this last Wednesday was very timely in reference to whether or not there are occasions when Directors are conducting the business of the City in such a fashion that it certainly violates the spirit of what this Council is supposed to be all about, as a body in government that authorizes expenditures, and I would hope that each member of Council would look at this and perhaps apply it to things that go along within their own areas.

Michelle Madoff:

Mr. Robinson, on Bill No. 2243, are you approving it with all of the other items or just the few that you mentioned.

Mr. Robinson:

No, all the transfers are deleted, there will only be one transfer. If there are to be any additional transfers to pay for those other bills, I would assume that legislation would be coming from the Administration to address that, and Mr. Mulvihill in his letter suggests some things that perhaps the Administration can do.

Right now, we are only transferring $8,000.00.

Michelle Madoff:

So, you are suggesting that we don't worry about the payment of the other bills at this moment?

Mr. Robinson:

No, I think that the Director of the Department of Supplies and myself need to sit down and look at that and if that is not satisfactory, certainly the Administration is free to submit other legislation. I mentioned last Wednesday that I am very much concerned about paying anyone that we owe, but I didn't think that we should get past that piece of legislation without dealing with what I thought was a very serious question, and that is whether or not persons are acting without proper authorization, and I think Mr. Mulvihill, perhaps without trying to be unkind to anybody, suggesting that that did occur in this instance.

Michelle Madoff:

The reason I ask is that you and I both have shown concern about the fact that companies, the people who don't get paid have a tendency to add on a little bit more the next time they bid because they have to carry this, and I would hope that somehow we would address, and you probably can come back to us and tell us how, paying the balance as rapidly as possible. Because they are bills that have been incurred.

Mr. Robinson:

Well, I think that the responsibility for identifying how they should be paid rests with the Administration. Just as it rested with the Director of the Department of Supplies when he originally got himself into this situation. I certainly am available to do that, but I think he has far more knowledge of both the suppliers problems and also whatever kind of problems the Administration may have in trying to address this concern. I would simply suggest that maybe the City Clerk could contact the Director of the Department of Supplies and ask him is there some alternative, or does he have some suggestion as to how we can pay the suppliers because certainly we owe them, and I certainly think that they acted in good faith when they contracted with the City. I just think that they had precedence for us to have Department Heads conducting themselves in such a fashion as though they can authorize expenditures. They cannot.

**Michelle Madoff:**

I think your points are well taken, I think the letter does say exactly what you said, however, I don't have my copy with me, but I believe that in the final paragraph he does say that the City is responsible for these bills and should pay them and we have a legal obligation to do that and I'm only pointing out an area that we have addressed previously, that we ought to pay them as rapidly as possible only because we don't want them to penalize them the next time they bid.

**Mr. Robinson:**

Well, I am assuming that this piece of communication while it does not indicate that it went to the Director of the Department of Supplies, that certainly the Director is aware of the Solicitor's letter and is moving appropriately. I think for our benefit if the City Clerk sent the letter, or some kind of communication to the Director, then maybe we could move it along more speedily.

**Mr. Stone:**

I just want to make one comment, the letter does not say that the City of Pittsburgh is liable, it says the exact opposite. If they deal with the City of Pittsburgh, they bind within it, and that is within the Code Account and until they have authority to do it, the City is not liable, what he is saying is that you can't take the benefit without paying. If you keep the parts, then you are morally obligated to pay because of the value, but he does not say that we are bound to it, we'd just have to return it and that is the whole point there and I think it is a very crucial point and that point may be more essential to the City than anything else. The point being that this Director and no other Director has the right to encumber funds, incur debt which is even worse . . . incur debt, unless we have the funds. Now, for us to bail him out, doesn't help it unless his lesson is learned by not only him, but everyone else. If you will recall what happened, this is the second time in his particular term and since July that he has done the same thing. We had a vehicle tied up for two months and three months as I recall it, one of the mechanics in the garage refused to release the vehicle until he was paid. As a result we had people who got paid for removing refuge who weren't able to do it. Within two months after that we find the same identical director coming back, not seeing in advance that he needs funds, not even having enough of sense to come in and get an interim approval letter, or a letter of intent, but yet incurring us beyond the bounds of what he has authority to do, and let it be very clearly said, this Director and no other Director has a right to incur any debt beyond the authorization and then saying that Council didn't approve it fast enough is not so, that Bill should have been well in advance because he knew the balance was going down . . . if he didn't he should have known.

**The Chair:**

Personally, the problem I have with it, down through the years, I can recall time and again, Council members would say that we need certain equipment, why don't we buy it . . . this could probably discourage that type of operation where you need a piece of equipment badly and

quickly and the Director says, I can't go cut and buy it, I need special legislation.

Mr. Stone:

This is not that instance . . . this is an instance in which he has a line item account, and so long as he has funds he can keep buying against it, the question is different, in this case, he went beyond the amount of money he has. Now, if his needs are going to be greater, all he has to do is, he knows its going to happen, it shouldn't be after the fact, if he is watching what he is doing, and this one unfortunately doesn't.

The Chair:

Well, let's be very specific, come in and ask for the money before he does the buying.

Mr. Stone:

Or, at least come in to get a letter of intent from us and would you approve it if I incurred the debt? That is spending his ordinance, and then he goes ahead and incurs the debt . . . what he has done here is incurred the debt with no money.

Mr. Robinson:

Mr. President, also I think it is appropriate to indicate that in line with this particular request, original request for transfer, I brought to the attention of Council that there is still some $40,000 that is owed to the Department of Supplies, I requested some time ago that the Director do what he could, submit legislation so that that money could return to the Department before the end of the year. We still do not have that money. I think that the two are related in the sense that the request for $65,000 perhaps would not have had to come through if we had the $40,000. They requested only $25,000. But, I think also that there still is that question that Mr. Stone referred to as to the authorization, certainly I have done whatever I could to encourage the Director to present to me any problems that he may have of a legislative nature, and I think that this is something that we can't miss, that this body is the legislative body and I don't think there is anyone here that would not work along with the Director and try to get them equipment or supplies or the money that they need.

Also,

Bill No. 2256. A Resolution entitled, "Resolution designating Banks and Lending Institutions to act as Depositories for the year 1979 in accordance with Depository Ordinance No. 635 of October 31, 1975, as amended."

Which was read.

Also,

Bill No. 2298. A Resolution entitled, "Resolution transferring the aggregate sum of $8,500.00 from Code Account 42, Contingent Fund, Refunds, Reserves, Emergency Salaries and Wages — $3,300.00 and Code Account 101, Allegheny League of Municipalities — Grants and Donations — $5,200.00 to Code Account 98 Magic Carpet, Incorporated — Grants and Donations."

Which was read.

Also,

Bill No. 2299. A Resolution entitled, "Resolution providing for an Agreement or Agreements with the Greater Pittsburgh Chamber of Commerce for the implementation of the Greater Pittsburgh Labor-Management Program and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 2300. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Community Action Pittsburgh, Inc., Goodwill Industries of

Pittsburgh, Inc., Educational Programs Diocesan School District of Pittsburgh, Bidwell Cultural and Training Center, Inc., Opportunities Industrialization Center, Inc., Pittsburgh Building Construction Industry Administrative Committee for Research, Education and Training, Inc., Pittsburgh School District, Allegheny County Chapter — Pennsylvania Association for Retarded Citizens, for the implementation of the Comprehensive Employment and Training Act, Title I Project, designated by CETA Reenactment as CETA Title II Part B and providing for the payment of the costs thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2365. Report of the Committee on Planning, Housing and Development for December 6, 1978, transmitting one Ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1691. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 13 by changing from "M2" Limited Industrial District to "R3" Multiple-Family Residence District certain properties fronting on Second Avenue and Dyke Street between Alluvian Street and West Elizabeth Street, 15th Ward."

Which was read.

Also,

Bill No. 2211. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James L. Spearman and Gloria J. Spearman for the sale of Parcels 99, 100, and 101 in the third Ward of the City of Pittsburgh in Redevelopment Area No. 31."

Which was read.

Also,

Bill No. 2212. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Alton Rowe for the sale of Parcels 69A and 69B in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 2213. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Alexander Scott, Jr. and Marceal Scott for the sale of Parcel 19 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 2214. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bernice Arrington, Geraldine A. Gilbert and Lawrence Arrington for the sale of Parcel 51 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 2215. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and David McCoy and Gay McCoy for the sale of Parcel C-41d in the Eleventh Ward of the City of Pittsburgh in Redevelopment Area No. 10."

Which was read.

Also,

Bill No. 2216. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Kenneth Morris and Thelma Morris for the sale of Parcel 47 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 2217. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Lonnie Latham and Pauline Latham for the sale of Parcel 138 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 2218. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Manon Salik and Margy Finney Salik for the sale of Parcel 128 in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 2219. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Ulish Carter for the sale of Parcel 216C in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Robinson presented

No. 2366. Report of the Committee on Supplies for December 6, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2244. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Print-Punch Traffic Recorders, for the Division of Painting, Department of Public Works and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Sone |
| Mr. Lally | Mr. DePasquale |
| Mchelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mrs. Masloff presented**

No. 2367. Report of the Committee on Parks and Recreation for December 6, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2241. A Resolution entitled, "Resolution providing for the filing of an application or applications by the City of Pittsburgh with the Pennsylvania Council on the Arts for grants in connection with the Department of Parks & Recreation, City Players Program; providing for the execution of Grant Contracts and for the filing of requisitions and other data; providing for required assurances; and providing for the deposit of the funds in a Trust Fund Account."

Which was read.

Also,

Bill No. 2242. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1038, effective January 6, 1977, as amended by Resolution No. 972, effective August 31, 1978, entitled: 'Resolution adopting the 1977 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Trust Funds; and transferring Bond Funds to said Capital Trust Funds' by increasing the amount in PR 77-25 and by increasing the total of the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 2368. Report of the Committee on Lands and Buildings for December 6, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2222. A Resolution entitled, "Resolution repealing Resolution No. 1274, approved November 3, 1978, effective November 6, 1978, entitled, 'Resolution further amending Resolution No. 71, approved February 15, 1977 as amended by Resolution 872 approved October 3, 1977, entitled: "A Resolution providing for a contract or contracts in connection with the Relocation of No. 8 Police Station, Department of Lands and Buildings, Project No. 76-4, and providing for the cost thereof" by increasing the total costs from $153,000.00 to $223,-000.00' "

Which was read.

Also,

Bill No. 2223. A Resolution entitled, "Resolution further amending Resolution No. 71, approved February 15, 1977, as amended by Resolution 872 approved October 3, 1977, entitled: 'A Resolution providing for a contract or contracts in connection with the Relocation of No. 8 Police Station, Department of Lands and Buildings, Project No. 76-4, and providing for the cost thereof' by increasing the total costs from $153,000.00 to $230,-000.00."

Which was read.

Also,

Bill No. 2224. A Resolution entitled, "Resolution providing for an Architectural and/or Engineering Agreement or Agreements in connection with replacement of No. 22 Engine Company, Arlington Avenue, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2225. Resolution repealing Resolution No. 730, approved 9/24/'76 which authorized the sale of property in the 20th Ward being a vacant lot on W. Carson Street, Block 42-D, Lot 162, to Thomas P. Beall and Frances Beall, his wife, for the sum of $860.00. Hand money of $100.00 to be forfeited.

Which was read.

Also,

Bill No. 2226. Resolution repealing Resolution No. 1258, approved 10/23/78, which repealed Resolution No. 954, approved 10/5/77. Resolution 954 to be reinstated for the sale of property in the 13th Ward, located on Chaucer Street, designated as Block 173-N, Lot 247 to Donna J. Kemp, for the sum of $300.00. (2½ sty. fra. hse.).

Which was read.

Also,

Bill No. 2227. Resolution amending Resolution No. 1235, approved 10/27/78 which authorized the sale of property in the 19th Ward being a vacant lot on Virginia Avenue, Block 5-D, Lot 177, to correct spelling of name of Vincent J. Reither to read Vincent J. Riether. All else in Resolution No. 1235 shall remain the same and in effect.

Which was read.

Also,

Bill No. 2228. Resolution authorizing

the sale of property in the 10th Ward being vacant land on Broad Street to Grady Henry Roberts, Jr., for the sum of $1,200.00. Lot 50-L-134, size 20 x 100, Lot 50-L-135, size 20 x 100.

Which was read.

Also,

Bill No. 2229. Resolution authorizing the sale of property in the 12th Ward being a vacant lot in the rear of Lincoln Avenue designated as Block 124-R, Lot 246, to Wilford Kelly for the sum of $800.00. Size of lot 37.79 x avg. 65.70 x 23.68.

Which was read.

Also,

Bill No. 2230. Resolution authorizing the sale of property in the 13th Ward being a vacant lot in the rear of Remington Avenue, Block 232-D, Lot 94 to Arnold L. Dukes and Lawrencella W. Dukes, his wife, for the sum of $750.00. Lot size 68.5 x 100 x 59.79.

Which was read.

Also,

Bill No. 2231. Resolution authorizing the sale of property in the 13th Ward, being a vacant lot, designated as Block 173-N, Lot 377, to Seth A. and Julia C. Kellum, his wife, for the sum of $150.00. Lot on Mt. Vernon Street, size 20 x 93.

Which was read.

Also,

Bill No. 2232. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on 28 Marne Way, Block 4-N, Pt. Lot 168, to Edgar M. Chambers and Loretta E. Chambers, his wife, for the sum of $4,000.00.

Which was read.

Also,

Bill No. 2233. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Virginia Avenue, Block 5-D, Lot 171, to Frederick W. Koch and Patricia R. Koch, his wife, for the sum of $150.00.

Which was read.

Also,

Bill No. 2234. Resolution authorizing the sale of property in the 20th Ward being vacant land on Merwyn Street, designated as Block 21-N, Lot 116, to Samuel W. Kinzey & Deborah M. Kinzey, for the sum of $900.00. Size 100 x 80.

Which was read.

Also,

Bill No. 2235. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Brighton Road, designated as Block 22-D, Lot 18, to S. T. and Zilphia Dean Story, his wife. for the sum of $150.00, size 24 x avg. 90.

Which was read.

Also,

Bill No. 2236. Resolution authorizing the sale of property in the 31st Ward being vacant land on Benezet Street to David Tobasco and Kathleen M. Tobasco, his wife, for the sum of $800.00. Block 131-N, Lot 20, 4 lots 25 x 110 ea., 131-N, Lot 25, 1 lot 25 x 110, Block 131-N, Lot 33, 3 lots 25 x 110 ea.

Which was read.

Also,

Bill No. 2237. Resolution authorizing the sale of property in the 32nd Ward being vacant lots on Georgette Street to William J. Giles and Wilma J. Giles, his wife, for the sum of $850.00, Block 139-

H, Lots 135 and 137. Plan Lot 292, 31 x avg. 118. Plan Lot 289, 100 x avg. 124 x 112. Plan Lot 290, 35 x avg. 112, Plan Lot 291, 31 x avg. 118.

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Michelle Madoff:**

Mr. President, on Bill No. 2236, you might want to make the correction now so we don't have to do it later, we looked up the phone number, it's Tob not Tab, we couldn't find it under Tab, Tabasco, so that we won't have to introduce another resolution to change it.

I spoke with the people and they expressed concern that they have not gone out to get their title search because they aren't even sure they are going to get the bidding. I've spoken to Harold West today and he is going to change the language on the letters that come down to say instead of authorizing for sale, that they are just being put up for bid, I don't know how to address the problem, I'm sure they are going to be in touch with you Mr. Lally, they are going to call you. This has been expressed in Council before, the length of time it takes to do a title search. It hasn't really been clarified, perhaps we can address ourselves to that some time.

**Mr. Lally:**

They are in the process right now, Michelle, making that change.

**Michelle Madoff:**

Yes, because they have not gone out for a title search, and my understanding was that people get their money back and they are quite anxious to get going.

**The Chair:**

It has taken anywhere from two to four months . . .

**Mr. Lally:**

Six sometimes.

I think Councilman Stone requested that a couple of years ago.

**Michelle Madoff:**

Mr. Valaw expressed that too.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson** presented

No. 2369. WHEREAS, Citizens of the District of Columbia reside in the only political and geographical entity within the United States who bear the responsibilities of Government without sharing in the appropriate priviledges of Government; and

WHEREAS, Citizens of the District pay over a billion dollars annually in taxes to the Federal Treasury; and

WHEREAS, the per capita tax payment for District residents is $327.00 above the national average — a payment larger than 49 states; and

WHEREAS, the population of the District of Columbia is larger that that of seven states; and

WHEREAS, District residents have fought and died in every war since the War for Independence, and during the Vietnam War, District casualties ranked fourth proportionately out of the 50 states; and

WHEREAS, of the 115 nations in the world community with national legislatures, only one, other than the United States, does not provide full representation for residents of its capital in the national legislature; and

WHEREAS, both Houses of the Congress of the United States have passed House Joint Resolution 554, a proposed Constitutional amendment to provide full voting representation for the people of the District of Columbia; and

WHEREAS, House Joint Resolution 554 must now be ratified by thirty-eight (38) states before it becomes an amendment to the Constitution; and

WHEREAS, thousands of citizens residing in the District of Columbia are affected by the continued denial a full voting representation in Congress.

NOW, THEREFORE,

BE IT RESOLVED that this Council, on behalf of the citizens of the City of Pittsburgh does endorse the ratification of a Constitutional amendment to pro vide full voting representation in Congress for the Citizens of the District of Columbia.

Which was read.

**Mr. Robinson** moved for adoption.

**Mrs. Masloff** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

Mr. President, if I may, I've been reading the newspapers of general circulation in this City recently in the last week or so, and I'm disheartened to learn that certain former city personnel are involved in the future of our Cable TV Program . . . I'm disturbed because of the fact that this Council has been working for some time and the citizens of the City of Pittsburgh have been waiting for some time for Cable TV. Heretofore, at least, there has been an effort by Mrs. Masloff and her predecessor, Amy Ballinger, to keep completely out of this thing, any political overtones of any kind and to let it pass on its merits. But, I am disturbed as has been happening now, we are now reaching the bidding moment, when bidding should be determined on the merits of the technical proposal. We have the perspective bidders all who now are beginning to "hire" legal staffs made up of for instance, one who has been out of the legal business for so long, I don't know the value he will be in that instance, the other one who just became a lawyer, and I question whether he has yet obtained the legal expertise to handle the matter . . . but it does very cogently show that the perspective bidders are going to bid, not so much on the technical proposal, but rather on their legal counsel that they are proposing to use. I am concerned because, since they have telegraphed to us this matter, it leaves me with a great deal of concern and now it looks much like a horse race in which you are not going to vote on the horse, but who is going to be the jockey.

I find this for me, most regrettable and not a service to the City of Pittsburgh, nor in the best interests of Cable TV in the City of Pittsburgh and likewise, obviously, not to the benefit of those people who have waited so long, the perspective Cable TV viewers. I think this Council is going to have to exercise now, a great deal of additional concern, which heretofore I did not think was necessary, but if it is going to have personalities involved of this kind who are not there because of their merit, but

rather because of some obvious influence that they might have, it doesn't just sit well for this City and I find it a dark hour in Cable TV in this City.

**Mrs. Masloff:**

Mr. Stone I share your concern and you can be sure that I will abide by your recommendation.

**The Chair:**

Are you insinuating, Mr. Stone, that there may be some undue influence upon Council to approve of someone with ulterior motives?

**Mr. Stone:**

No, I don't think that the Cable Committee here has had anything to do with that, but when the perspective bidders are now running around to get various people who have had some connection either with the City or friends or former employees of the Mayor, it certainly doesn't help anyone's perspective with future decisions.

It just doesn't make sense, I would hope that those personalities would have realized that before they ever got involved.

**The Chair:**

I see what you are driving at, but I sort of believe that it was blown completely out of proportion. Newspapers love to take this stuff and make a big thing of it. The one attorney you mentioned who hasn't been practicing too much lately, his name was thrown on because he was a former Councilman and the latest gubernatorial candidate for governor who was beaten, his name was thrown in, and that sells newspapers too.

Personally if I were sitting there making judgment, I wouldn't rule those firms out because of the two gentlemen connected with them. I certainly would rule out the firm that Mr. Joseph is representing because he is the Mayor's personal attorney and the Mayor has to make the selection and I am presuming he wouldn't make the selection of that firm, it is definately a conflict of interest.

The other parties involved, I'd have to say that really they are innocent victims as far as a proposal, I think it was a just proposal the Committee is going to have to make those recommendations to the Mayor and the Mayor is going to make a decision and we are going to have to approve that decision one way or the other.

I don't like to be put on record in saying that automatically we are ruling out somebody because some attorney is associated with that company, I just think that is sort of unfair.

**Mr. Stone:**

Mr. President, that is not my point. My point is that neither of those individuals, all three that you felt that I was talking about, neither one of them have any expertise in Cable TV and have some short-comings even in law. So what are they there for? Only because of what they sometime or another represented. And, if a perspective bidder has to change jockies this late, that is why I alluded that it is now a different horse race.

**Mrs. Masloff:**

Well, I think it is too soon for us to be discussing this at all, the proposals aren't out yet and I think we can judge them on their merits when we get to that stage.

**Mr. Stone:**

Well, I think you have done a good job here and I just find that it is going to be difficult, even more so than before . . . I commend you for thus far keeping that portion out of it.

Mr. Givens:

Mr. President, I would just like to make one statement if I may, you know we are in a free enterprise system, and I think this goes on everyday, that people are hired, specifically for the influence that they can generate in the business community. What has gone on is something that goes on in every business enterprise throughout this country.

The Chair:

You might say the old ballgame of lobbying . . . nobody has ruled lobbying out.

Michelle Madoff:

While that may be true, I would hope that whoever makes the final selection, the Mayor and then approved by City Council, that it would be based on the merit of the company getting the award . . . that they would give the best price and the best service and would have the best track record. They post enough bonds to prove that they can do it.

The Chair:

I think we would all, and I know Sophie shares our sentiments, like to see it move a little faster.

I realize there are roadblocks, but it seems that everything that can has been done to obstruct Cable TV and we are now on threshold of having it, hope we can move along with it.

Mrs. Masloff:

Before we adjourn, may I move that when we adjourn this session of Council we do so in memory of a dedicated world government official, Golda Meir who had as her hallmark, peace and harmony and that we observe a moment of silence.

Mr. Stone seconded the motion.

Which motion prevailed.

The Chair:

As Mrs. Masloff requested, please stand and we will observe a moment of silence in respect for the former Premier of Israel, Golda Meir.

Thank you.

Mr. Givens:

Mr. President, I would like a letter sent to the Mayor, and each Department Head requesting information concerning the level of budget reduction in the 1979 Salary and Wage Code Account and the 1979 Material, Supplies and Equipment Code Account, if the Operating Budget was cut by, for example, 5% or 10% or 15% or 20% or 25%, otherwise I am asking for each one of those percentages.

I would like to know what program positions in Supplies the Administration views as essential and what programs, positions in Supplies the Administration views as expendable for each of these reduction levels in the 1979 Operating Budget.

Also I would like the Mayor and the Department Heads to provide Council with specific projected reductions in the 1979 Capital Budget if the sale of bonds and notes was cut by a level of 5%, 10%, 15%, 20% or 25%, projected cuts unspent prior year Capital Projects at the same level, 5%, 10%, 15% 20% 25% reduction level is also needed.

This information would enable Council to understand the Administrative policy should budget restraint be necessary. We would know the specific line items that would make up the total dollar reduction to be useful for Council's budget deliberations, the Mayor and the Department Heads are requested to give this information to Council by December 19, 1978.

I have requested that our City Clerk hand deliver this letter to the Mayor and

the Department Heads before the end of this day because of the various time restraints that they are going to have on this.

The Chair:

The City Clerk is so ordered.

Mr. Lally moved to approve the minutes of November 27, 1978.

Mr. Coyne seconded the motion.

And on motion of Mr. Robinson

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Monday, December 18, 1978 No. 49



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Clerk

Pittsburgh, PA

Monday, December 18, 1978

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the flag of the United States of America.

I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

The Chair:

Before we begin our regular order of business, I would like to mention that we have a very distinguished guest in our audience, Reverend Jimmy Joe Robinson.

PRESENTATIONS

Mr. Bulls presented

No. 2370. Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania 15230, in the amount of $744.00 in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Mr. Coyne presented

No. 2371. Resolution transferring $3,000.00 from Code Account No. 42, Contingent Fund to Code Account 1027-3, Miscellaneous Services, Housing Clinic.

Which was read and referred to the Committee on Finance.

Mr. Coyne moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2372. Resolution setting aside and dedicating for public use for highway

purposes Lot No. 18, as laid out in Joseph Goldbach, Sr. Plan of Lots as recorded in Allegheny County Plan Book Volume 18, Page 128, in the Sixteenth Ward of the City of Pittsburgh.

Also

No. 2373. Resolution providing for an Agreement or Agreements with a Consultant or Consultants Professional Engineering Services in connection with the inspection and design of McArdle Roadway (PW 78-12; and PW 76-39); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation.

Also

No. 2374. Communication from John E. Ruff, Director of the Department of Public Works transmitting 60-day trial traffic regulations on East Agnew Avenue and other streets listed therein.

Which were severally read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2375. Resolution amending Resolution No. 860, approved August 4, 1978, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof." by reducing the amount provided for the Home Repair Loan and Grant Program.

Also

No. 2376. Resolution amending Resolution No. 1267 of 1977, as amended by Resolution No. 483 of 1978, as amended by Resolution No. 829 of 1978 as amended by Resolution No. 999 of 1978 entitled: "Providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the Community Development Block Grant Program" so as to reallocate funds for the Department of Public Works and to add two additional projects and to reallocate funds in the Housing Department Line Items.

Also

No. 2377. Resolution providing for Agreements with Hill District Citizens Development Corporation, Hill House Association, Inc., Pittsburgh Architects Workshop, Inc., Operation Better Block and one or more appraisers, for personal or professional services in connection with the House Sale '79 and providing for the payment of the cost thereof.

Also

No. 2378. Resolution amending Resolution No. 601, approved July 8, 1977, effective July 12, 1977, entitled "Providing for the filing of an Application in the Pennsylvania Department of Community Affairs for a Property Management and Maintenance Program and related authorizations.

Also

No. 2379. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James Porter Rosenbloom t/d/b/a Racquetball One for the sale of Parcel 4D in the Twelfth Ward of the City of Pittsburgh.

Also

No. 2380. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jarrett R. Council and Jack R. Council for the sale of Parcel 71 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32.

Also

No. 2381. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Pauline Hodge for the sale of Parcel 46a in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19.

Also

No. 2382. Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Larry Johnson for the sale of Parcel 108 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27.

Which were severally read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2838. Resolution providing for the issuance of a warrant in favor of James C. Eastley, Inc., in the amount of $14,685.40 in payment for the installation of a new steam heating boiler at Sixth Division headquarters building of the Department of Public Works, Bausman Street, and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2384. Resolution granting a License to Duquesne Light Company for the installation of one pole and one anchor on City property fronting on Hallock Street, 19th Ward.

Also

No. 2385. Resolution amending Resolution No. 1374, approved 12/1/78 for property 27th Ward on Flora Street to Wm. C. Martin III and Louis M. Martin for the sum of $1,000.00 to correct spelling of name from Louis M. Martin to read "Louise M. Martin". All else in Resolution No. 1374 shall remain the same and in effect.

Also

No. 2386. Resolution amending Resolution No. 757, approved July 5, 1978, vacant land 12th Ward on Joseph Street and Larimer Ave. to Kaiser Malloy and Cora Lee Malloy, his wife, by deleting the first parcel in the description and changing price of remaining three parcels from $2,400.00 to $800.00. All else shall remain the same and in effect.

Also

No. 2387. Resolution amending Resolution No. 1370, approved December 1, 1978, for property in the 16th Ward on Stromberg Street to Joseph M. Lorkowski and Marlene F. Lorkowski, his wife, for the sum of $400.00, by correcting acquired from Lettie Hamilton to read "Letitia Hamilton". All else in Resolution No. 1370 shall remain the same and in effect.

Also

No. 2388. Resolution authorizing the sale of property in the 5th Ward being a lot on Elmore Street, Block 10-K, Lot 101, to Mildred B. Mance in Trust for Regina L. Mance for the sum of $200.00. Block 10-K, Lot 101, 20' x 48.24.

Also

No. 2389. Resolution authorizing the sale of property in the 5th Ward being a 2 sty. brk. hse. and a 1 sty. tile garage on 2347 Center Avenue designated as Block 10-L, Lot 35, to Jerry Brown for the sum of $900.00.

Also

No. 2390. Resolution authorizing the sale of property in the 15th Ward being vacant land on Clarion Street, Block 56-D, Lots 61, 62, 63, 64, 65 to Mrs. Hazel B. Larkin for the sum of $500.00. All lots avg. 20 to 25 ft. x avg. 120 on Clarion Street.

Also

No. 2391. Resolution authorizing the sale of property in the 15th Ward being a 1 story frame house Block 57-E, Lot 104 to Ernest A. Popp and Gladys E. Popp, his wife, for the sum of $800.00.

Also

No. 2392. Resolution authorizing the sale of property in the 15th Ward being vacant land on Ludlow Street, Block 55-S, Lot 160, to Joseph J. Mastriano for the sum of $240.00. Lot size 20 x 120.

Also

No. 2393. Resolution authorizing the sale of property in the 15th Ward being vacant land on Ludlow Street between Edington & Graphic Streets to Joseph J. Mastriano, for the sum of $1,920.00. All lots 20 x 120 each.

Also

No. 2394. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Edith Street, Block 6-P, Lot 81, to Kenneth C. McFerron Jr. and Marlene J. McFerron for the sum of $150.00. Lot size 20 x 100.

Also

No. 2395. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Napoleon Street to Angelo M. Ricci and Anna Marie Ricci, his wife, for the sum of $750.00. Three lots size 30 x 100 each.

Also

No. 2396. Resolution authorizing the sale of property in the 20th Ward being a 2 story frame house on 3143 W. Carson Street, Block 42-D, Lot 161, to Regis F. Devlin for the sum of $1,000.

Also

No. 2397. Resolution authorizing the sale of property in the 24th Ward being a vacant lot on Rostock Street, Block 24-A, Lot 18 to John F. Bradley for the sum of $150.00. Lot size 30.15 x avg. 53.20.

Also

No. 2398. Resolution authorizing the sale of property in the 29th Ward being vacant lots on Biscayne Drive corner of Nice Way, Block 95-S, Lot 240, to Robert Kesten for the sum of $4,500.00. 1 lot 45.99 x 120 x 30.64, 20 lots 40 x 120 each.

Also

No. 2399. Resolution authorizing the sale of property in the 29th & 32nd Wards being vacant land on Fine Way, W. Warrington Ave. & Library Road to Thomas R. Williams & Catherine J. Williams, his wife for the sum of $350.00. Blk. 60-E, lot 7 — 25 x avg. 11 on Fine Way, Blk. 60-E, lot 7-A — 25 x 100 W. Warrington Avenue, Blk. 60-E, lot 8 — 25 x 100 W. Warrington Ave., Lot 25 x 80, Library Road.

Which were severally read and referred to the Committee on Lands and Buildings.

Mrs. Masloff presented

No. 2400. Resolution amending Resolution No. 1291, effective November 24, 1978, entitled: "Authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh in an amount not to exceed $60,000.00, in the Department of Parks and Recreation: by increasing the authorization to $110,000.00.

Also

No. 2401. Resolution amending Resolution No. 474, effective June 8, 1977, entitled: "Providing for the construction of the Abel-Long Playground and courts in Beechview in an amount not to exceed $170,000 in the Department of Parks

and Recreation: by decreasing the authorization to $110,922.66.

Also

No. 2402. Resolution providing for an Agreement or Agreements with architects or engineers for professional services in connection with the design of various swimming pools and bathhouses in the Department of Parks and Recreation and providing for the payment of the cost thereof.

Also

No. 2403. Resolution authorizing a lease with Mercy Hospital for the use of property owned by the Mercy Hospital of Pittsburgh at the corner of Miltenberger and Locust Streets, at a cost not to exceed $480.00, chargeable to and payable from Code Account 1801, Miscellaneous Services in the Department of Parks and Recreation.

Also

No. 2404. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $1,938.50 for extra work in connection with renovation of Phipps Conservatory — Phase II Controller's Contract No. 23205-F.

Also

No. 2405. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $1,174.73 for extra work in connection with renovation of Phipps Conservatory — Phase II, Controller's Contract No. 23234-F.

Also

No. 2406. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $8,484.00 for extra work in connection with construction of Riverview Park Sewer, Controller's Contract No. 20396-F.

Also

No. 2407. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $1,385.60 for additional work in connection with Pittsburgh Zoo: Serpentine Drive/Underpass Construction, Controller's Contract No. 23042-F.

Also

No. 2408. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $1,669.25 for extra work in connection with construction of Snack Bar Facility at Schenley Park Golf Club House, Controller's Contract No. 23432.

Also

No. 2409. Communication from Louise R. Brown, Director of the Department of Parks and Recreation requesting interim approval of payment of $585.00 for extra work in connection with installation of new fence at Allegheny Commons Tennis Courts in West Park, Controller's Contract No. 22836.

Which were severally read and referred to the Committee on Parks and Recreation.

Mr. Stone presented

No. 2410. Resolution providing for a contract or contracts with Vision Service Plan of Pennsylvania for a vision care benefit plan for all uniformed members of the Department of Fire.

Which was read and referred to the Committee on Finance.

Mr. Stone moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Robinson seconded the motion.

Which motion prevailed.

Also

No. 2411. Resolution providing for an Agreements or Agreements with Gates, McDonald and Company for professional services in connection with the administration of the City of Pittsburgh's liabilities under the Pennsylvania Unemployment Compensation Law.

Also

No. 2412. Communication from Kenneth Fields, Budget and Research Officer, Mayor's Office, submitting the Award of the Board of Arbitration modifying the Collective bargaining agreement between the City of Pittsburgh and the Fraternal Order of Police, Fort Pitt Lodge No. 1 for 1979.

Also

No. 2413. Communication from John E. McGrady, City Controller, submitting Audit Report of the Bureau of Administration Department of Parks and Recreation (Schenley Park and South Side Skating Rinks and Mini Golf Course) for the period from October 1, 1977 to September 30, 1978.

Also

No. 2414. Communication from John E. McGrady, City Controller, submitting Audit Report of the Bureau of Administration, Department of Parks and Recreation for the period from August 1, 1977 to July 31, 1978.

Also

No. 2415. Communication from John E McGrady, City Controller, submitting Audit Report of the Distribution Division, Domestic Service, Department of Water for the period from October 1, 1977 to September 30, 1978.

UNFINISHED BUSINESS

**Michelle Madoff:**

Mr. President, I would respectfully like to request that on our agenda items, starting with this week if we could have just a little bit more information so that we know whether to pursue it at the Wednesday meeting which is supposed to be a fact finding meeting.

For example, last week, we had a bill, that Mr. Robinson is going to address himself to, on bonding. It is a resolution changing ordinance number so and so with reference to bonding, it could have been anything on bonding . . . it happened to be changing the $2,000 bidding to the 25, just a little bit more information, today you just read one off, the only reason I knew what you were talking about is that I was at the Mayor's meeting, it was in regard to the lot next to Mercy, what they are going to do with it, to use as a playground . . . Mr. Lally thought maybe it was a parking lot. Just a little bit more information.

**Mr. Perry:**

Mr. President, may I reply . . . these bills that I am reading off this morning, the agenda will be made up on Thursday morning and you will have until the following Wednesday to ask me for any bill that you want to see.

**Michelle Madoff:**

True, but what happens is that there is not enough information to indicate that there should be more research or more information, and then when I get the bills over the weekend, I look at them, there is no correlation, and it appears that I haven't done my homework, because on certain items I haven't bothered to look because I thought they were fine.

And, we've been discussing it amongst ourselves, we would appreciate just a little more information.

**Mr. Stone:**

We haven't gotten around yet in City Council where these things are supposed to happen by osmosis. I think as far as the information that Mike has indicated, that is a preliminary thing, the Mayor sends it out to you and tells you what the bill is . . . Mike is repeating the same thing that the Mayor gave this morning in his deliveration, its coming to you, and then in a week from now he is going to give you something for a whole week, then on the Wednesday after that we are going to talk about it, and then the following Monday after that . . . now if you need more information than that, then I can but say, maybe we suspect it to happen by osmosis.

**The Chair:**

Well, shouldn't that information come from the Mayor if it originates and if we want more information . . .

**Mr. Stone:**

No, what she wants is for the whole bill to come out today when it is introduced . . .

**Michelle Madoff:**

No, I don't, that is not what I said, I will repeat it again. I think this is a great distortion and ought to be cleaned up once and for all.

The bills are introduced on Monday, generally they are just read, nobody pays much attention, if we have been at the Mayor's meeting, fine. Or, if you catch one fine. Thursday we get an agenda item. We go to the meeting the following Wednesday . . . it is usually read so quickly, "do I have a second", fine, move for approval, there is very little time to get somebody to come to the table, unless you move quickly and think, should I investigate this further . . . you don't know. Then your bills come to you over the weekend and suddenly you look at these and say, that's not what I thought happened Wednesday, we were just chatting about that.

A little bit more information would then indicate to go back to you Mike, and say, can I please have the whole bill. If there is going to be any fuss about it, I'll simplify it all, I want a copy of every bill.

**Mr. Perry:**

I was just going to say, I will make copies of every bill for each member of Council.

**Michelle Madoff:**

Thank you . . . you don't have to do it for every member unless they want it, I want it.

**The Chair:**

Mike, instruct the Administration that you want more information on all bills, and that will be it.

**Michelle Madoff:**

You know, I've been made to look like I am stupid and I don't know what I am doing, meanwhile, when the bill came up last Wednesday on the issue of bonding, I said, is this the one relating to the minority bonding going from $2,000 to $25,000? And one of the members said no and someone else said yes it was, and it happened to be that bill.

**The Chair:**

No, it wasn't a member of Council, it was a member of the audience, because Mr. Robinson very quickly said it was.

In all fairness, the information wasn't proffered until asked for.

**Mr. Robinson:**

The confusion centers around the fact

that there are two proposed amendments sent over by the Administration for Ordinance 148 which deals with general contracting with the City. One dealt with raising the formal contract limit up to $5,000. That piece of legislation was never physically introduced into Council. Even though it was put on my desk, I took it to my office because I wanted to review it.

The other piece of legislation dealt with changing the performance in bid bonding requirements in the City. That piece of legislation we held for hearing. We had a hearing, then the Administration and myself sat down and came up with some changes in it. We are going to re-submit that this coming Wednesday and ask the Council to accept the amended version. That was the bill that we discussed last week.

**Michelle Madoff:**

Right, that is what I said it was and your immediate reaction was "no, it wasn't", then someone said, "yes, it was" and then you said, "yes, it was".

**Mr. Robinson:**

No, I had the document in front of me, I was never confused at all because it came from my Committee, I knew exactly what it was. That is one reason I held the other piece of legislation. It was put on my desk because I did not have the proper information I physically picked it up and took it back to my office . . .

**Michelle Madoff:**

Bill, this has nothing to do with whether you said it was or wasn't. I am only saying it would be very helpful, when we have a bill that says bonding, to say what do you mean, just three sentences, just to give us some concept. Because there were three different opinions of what that bill was right at that table. And somebody might say, that is what it is I don't have to bother about it. Because, I was at that hearing, and I know what happens, other people who weren't, they may want to know what it is about.

**The Chair:**

Michelle, you make a good point, but in regards to that one specific bill, there was a hearing on it and it was brought from Council, so those who attended the hearing and those who were at the meeting should have been aware of what we were talking about, and I remember you were at the meeting.

**Michelle Madoff:**

And I said that is what it was and someone said no, it wasn't.

## REPORTS OF COMMITTEES

**Mr. Stone presented**

No. 2416. Report of the Committee on Finance for December 13, 1978, transmitting one ordinance and sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2194. An Ordinance entitled, "An Ordinance further amending Section 2 and 4 of Ordinance No. 14, approved January 18, 1971, entitled, 'An Ordinance establishing annual vacation leave for all full-time employees in the service of the City of Pittsburgh and providing for vacation pay in the event of death or termination of service, and repealing certain prior ordinances', as amended by Ordinance No. 1, approved February 17, 1978, effective February 27, 1978, by revising vacation entitlement provisions and use of vacation time up to January 31 of the year following in which such time was earned in certain cases." (AS AMENDED IN COMMITTEE)

Which was read.

Also,

Bill No. 2269. A Resolution entitled, "Resolution transferring the total sum of $66,000 from Code Account No. 1443-1, Salaries and Wages, Regular Employees, Division of Park Police, to the following Accounts: Code Account No. 1443-4, Premium Pay — $60,000.00, Code Account 1443-6, In-Grade Pay — $6,000.00."

Which was read.

Also,

Bill No. 2275. A Resolution entitled, "Resolution transferring the sum of $45,000.00 from Capital Project No. LB 78-09, Department of Lands and Buildings to Capital Project No. LB 78-07, Department of Lands and Buildings."

Which was read.

Also,

Bill No. 2276. A Resolution entitled, "Resolution transferring the sum of $2,000.00 from Code Account 1366 — Salaries and Wages, Regular Employees to Code Account 1360-1, Premium Pay, Department of Lands and Buildings."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

Bill No. 2294. A Resolution entitled, "Resolution providing for the issuance of a warrant in the amount of $1,275.00 in favor of Lenny Levy's Chrysler-Plymouth, for vehicles retained by the Police Department which were originally scheduled to be traded in at the time new ones were purchased, and for the payment thereof."

Which was read.

The Chair:

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also,

Bill No. 2301. A Resolution entitled, "Resolution transferring the sum of $1,000.00 from Code Account 1046, Salaries and Wages, Regular Employees to Code Account 1052 — Inspection, Department of City Controller."

Which was read.

Also,

Bill No. 2302. A Resolution entitled, "Resolution transferring the sum of Two Thousand ($2,000.00) Dollars from Code Account No. 1024, Supplies, Municipal Courts to Code Account No. 1024-2, Constable's Warrant Fund, Municipal Courts, Department of the Mayor."

Which was read.

Also,

Bill No. 2303. A Resolution entitled, "Resolution amending Resolution No. 1164, approved October 10, 1978 entitled, 'Providing for an Agreement or Agreements with Pittsburgh School District, Educational Programs, Diocesan School Board of Pittsburgh, Opportunities Industrialization Center, Inc., Point Park College, Urban Youth Action, Inc., Elder-Ado, Inc., for the implementation of the Comprehensive Employment and Training Act, Title III, Subpart 3 of the Youth Employment and Demonstration Projects Act (YETP Youth Employment and Training Program) and providing for the payment of the costs thereof."

Which was read.

Also,

Bill No. 2304. A Resolution entitled, "Resolution providing for Agreement/ Agreements to obtain the professional services of Data Processing Specialists or Consultants for purposes of technical assistance in the development of and evaluation of a Request for Proposal for Computer Services for the City of Pittsburgh."

Which was read.

Also,

Bill No. 2305. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Ronald Coleman for stenographic reporting services in connection with public hearing or hearings and providing for the payment of the cost thereof."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Givens presented

No. 2417. Report of the Committee on Planning, Housing and Development for December 13, 1978, transmitting one Ordinance and two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1942. An Ordinance entitled, "An Ordinance amending the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet No. 20 by changing from "R1" One-Family Residence District to "C2" Highway Commercial District all that certain property bounded by: West Mifflin Borough; the "C2" Highway Commercial District situated between Buttermilk Hollow Road and Mifflin Road; and Lots Num-

bered 152 and 150, Block 243-G, in the Allegheny County Block and Lot System, 31st Ward."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2210. A Resolution entitled, "Resolution providing for an Agreement or Agreements with Interaction, Inc., 12429 Cedar Road, Cleveland Heights, Ohio, for the planning, conduct and evaluation of a citizen participation conference in connection with the City's citizen participation plan and providing for the payment of the cost thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Bulls:**

Mr. President, regarding Bill No. 2210, we have had a study in the County Home Rule Charter, there is a provision for an advisory board, the Finance Chairman, Mr. Stone has conducted budget hearings on November 13, 28 and 30, 1978 and during all those times, and those days, the only people who appeared were community groups . . . so, they are out there and it is our responsibility to go out there and meet with them and I don't think that this Interaction group from Cleveland, Ohio can do us any good at all.

**Mr. Stone:**

Mr. President, if I may, on that same bill, I share Mr. Bulls feelings, I'd just like if I can to again re-emphasize the fact that we have gotten a good response from the citizens here only by virtue of a mailing list where we have all of the citizens groups on our mailing list which actually comes from Planning, the Department that is proposing this particular piece of legislation. We have a lot of responsible neighborhood groups. They are known, the only problem is we are not going to them relative to these particular hearings over the years, instead of increasing them to make them more accessible, we have been decreasing the amounts making it more difficult for them to participate. It would appear to me that the $9,500 might be spent more in a valuable way by trying to extend the amount of hearings so that they can be heard, rather than have someone from Cleveland come to tell us the same thing we already know. I think the time for investigations and outside advice is over. I think we know where they are, we have just got to improve our communications. For that reason, I will not join in this bill.

**Mr. Robinson:**

Mr. President, if I might, I think that both Councilman Stone and Councilman Bulls make points that are very relevant and as a member of Council who has constantly questioned our community development program, it wouldn't be fair for me to say that I don't share their general concern. But, I do believe that Mr. Lurcott is attempfing to address

a very thorny problem, one of citizen participation and the creation of an effective citizen participation program here in the City. I think that he has attempted to pare down his original estimate to a point where he feels he can get something that is adequate and as I mentioned last Wednesday, if I have to try to convince Councilman Bulls and Mr. Stone that this is a worthwhile project, I'd rather do it knowing that Bob Lurcott has the money that he thinks he needs to work with. While I do have some reservations, I think certainly in this instance that perhaps the $9,500 will be well spent to at least determine that an outside party, a non-interested third party can begin to move us in the proper direction and perhaps that proper direction is, as Mr. Stone and Mr. Bulls mentioned to begin to deal more effectively with Community Groups by being a little more aggresive.

**Mr. Lally:**

Mr. President, I also voted along with Councilman Stone and Councilman Bulls last Wednesday, and I feel the same as they do. Presently, I don't know why we have to go to Cleveland or any other place to get a consultant when we have them right here in the City of Pittsburgh, and I asked that question of Mr. Lurcott, if Cleveland's track record is any example, as Councilman Bulls mentioned last week, I think we are in real deep trouble. Because we all know the state that Cleveland is in right now.

I will have to go along with my colleagues and vote no on this bill.

**Mr. Givens:**

I would like to make just one comment in regards to this legislation. In lieu of the fact that I participated in the various citizen groups and one of the things that apparently, we have not been able to do, is to generate in the proper perspective, the kind of enthusiasm to bring out the various citizen groups. I look at this as a ballgame, so to speak, and we are bringing in outside referees to look over our shoulders to see what we are doing wrong. We go out to consultants for everything in City government, and I feel that this particular consultant is no different than any other consultant that we might hire. We are the City of Bridges, but yet we bring consultants in here from outside the city to tell us how to build our bridges. I think this is a parallel likened here and I think the Director has to have a little bit of credit here in trying to establish the goals that he is trying to do here in the City by getting our neighborhood organizations out and moving the way they should.

The breakdown in communication, I think, is the bottom line on this particular thing. As I have indicated before, we had a beautiful committee system in the City of Pittsburgh consisting of almost 900 some people. They are elected by the people, they are being ignored. If these people were to come out and participate, we'd have no problem in this city, or any other city for that matter.

**Michelle Madoff:**

Mr. President, this issue first arose at the Mayor's meeting when it was introduced and when I saw the $12,000, I think I screamed louder than anyone at the time, because I have been directly involved with numerous public hearings involving the various public groups, particularly in the environment. You certainly get a dichotomy of opinions, people thinking that their jobs are goiny to be affected, others who want clean air because their kids can't breathe and so on. We have been very successful in getting people to come out. We get a grant from the federal government of $2,000, we are eternally grateful, that is a tremendous amount of money, $2,000, and here we are asking for $12,000 for a consultant. I opposed it at the beginning and in essence I still oppose it. Mr. Lurcott's justification for bringing these people in, according to his point of view, he feels that dealing with the groups in the City, there seems to be sort of no coming together of ideas and he feels that by bringing somebody in from outside, they will be able to get more people to come out. I don't particularly agree that this is the way to go. Perhaps what we ought to do is use that $12,000 and hire somebody to work permanently

in his department who knows how to work with community groups. Obviously there is some lack of qualification in that department where people just don't know how to go out and communicate.

**Mr. Robinson:**

Mr. President, I would like my comments from last Wednesday's meeting, incorporated into the minutes.

MR. ROBINSON'S REMARKS FROM THE MEETING OF WEDNESDAY, DECEMBER 13, 1978:

**Mr. Robinson:**

I have a couple of questions. Are you saying it is $5,000 or in between?

**Director Lurcott:**

We have been working on trying to reduce it. I think we have somewhere in the neighborhood of $12,000, but I am not sure we can do that.

**Mr. Robinson:**

I have one question with that. Very honestly, aside from Councilman Bulls' concern about someone . . .

**Mr. Stone:**

Just pick up another vote.

**Mr. Robinson:**

I appreciate what Bob is saying, but I am concerned about an amount of money that he is reducing it for. I don't think we ought to be voting on this until we have a set figure. Also, I am wondering in what respect is this price going to affect quality?

As I understand it, "you get what you pay for" and I want to know if we are going to get what we pay for.

**Director Lurcott:**

We have put in $12,000 and we assume it would be the estimate of the cost. The $9,500 figure, the actual proposal was subject to that and we have looked over the proposal and asked, "are there ways we can cut this without reducing the value of it?" What we have talked about was somewhere around $8,200. I think it does cut out some of the things. I would like to see a lot happen and would like a little more, but I think we can live with that although we haven't re-negotiated that out yet.

**Mr. Robinson:**

What was the reason for trying to reduce the amount?

**Director Lurcott:**

There was some concern.

**Mr. Robinson:**

Then, if you are saying, let's assume that now you know more about planning than we do. Since you know more, you would be required to evaluate citizen participation programs. It would seem like to me if you are willing to accept them, you are also saying you are willing to accept but are not really going to be affected — we can safely say six or seven thousand dollars ($6,000-$7,000). Tell us it is $12,000, let's vote it up or down.

**Director Lurcott:**

The $12,000 was simply an estimate of what we thought it was. We got another proposal for $16,000 but the one we got for $9,500 was right. I think that was a good proposal.

**Mr. Robinson:**

Is it what you want?

**Director Lurcott:**

Yes.

**Mr. Robinson:**

How much money?

**Director Lurcott:**

$9500.

**Mr. Robinson:**

Are you willing to negotiate and take less?

**Director Lurcott:**

I would rather not.

**Mr. Stone:**

He is saying that in order not to jeopardize the quality, how far would you drop in price?

**Director Lurcott:**

I believe $8500 which would still get us an acceptable package. I think it would be all right but we would have to cut some corners. I think we can do it though.

**Mr. Stone:**

What are you cutting off?

**Mr. Robinson:**

We don't need a study. If you are the expert, you tell me what I am getting. I am saying, Let's not do it — forget it. What corners are you cutting anyway?

**Mr. Stone:**

You have indicated that you can get it up around $8500 but you would be cutting corners. What he is asking, for that price, what corners are you cutting. What is the value of those?

**Director Lurcott:**

I don't know; not 12 though.

**Mr. Stone:**

How much more should it be to get the corners back in?

**Director Lurcott:**

If we get it between $8500 and $9500, we can still keep the corners n.

**Mr. Stone:**

Bob, is it $9500 with the corners back in?

**Director Lurcott:**

Yes, but whatever you prefer.

**Mr. Stone:**

If I may. My personal thoughts relating to this matter is this: The particular hearings that we have had on the C/D started off to be well. I think the punch-out list was good, but instead of increasing the number we were reducing them — we went from 8 to 5.

**Director Lurcott:**

That is true.

**Mr. Stone:**

You know, it is nice for us to talk about Renaissance II and periods of enlightenment, but the problem is that we are keeping people in the dark. I think for $10,000 or $12,000 we should more than double the amount of public hearings. If one bus isn't convenient, then let there be another bus to catch.

Bob, you have done alot, but you have spread yourself thin. We need those extra people to go through the exercise of

going to the people. I think that punch-out list is one of the finest things that has happened, but what happened was that there was no follow-up letter that we got. When they came in here, we were not accurate and it wasn't coming through.

I can't help but join Councilman Bulls on this thought. Everybody tends to be an expert, outside of the City of Pittsburgh. I'd like to believe somewhere out of these people, where the population is around 429,000, there has to be someone that has some knowledge.

**Mr. Robinson:**

A couple of months ago, I believe Council approved some money for the Pittsburgh Neighborhood Alliance — around $6,000 or $7,000.

**Director Lurcott:**

Nine thousand ($9,000).

**Mr. Robinson:**

In what way did that appropriation relate? Or, does it relate to this proposed appropriation?

**Director Lurcott:**

It relates in a sense that the Pittsburgh Neighborhood Alliance had requested $9,000 for a meeting to describe the new regulations and when that proposal was made, we expressed some concern that it would be overlapping because it was determined right at the time of the public hearings. We worked out a system where they were doing it somewhat differently than what we were telling them.

**Mr. Robinson:**

That speaks to Councilman Stone's concern; maybe we don't get into the areas enough.

**Director Lurcott:**

We did hold only three public hearings this year, but on the other hand, we held seven last year and we didn't get any more people at the seven than we did at three. We had sent out some letters.

**Mr. Stone:**

Everytime someone doesn't get a letter it is their fault.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Coyne
Mr. Givens
Mr. Robinson

Noes:

Mr. Bulls
Mr. Lally
Michelle Madoff
Mrs. Masloff
Mr. Stone
Mr. DePasquale
(Pres't)

Ayes 3 Noes 6

And a majority of the votes of Council not being in the affirmative, the bill was defeated.

Also,

Bill No. 2316. A Resolution entitled, "Resolution providing for an agreement with the Bidwell Education, Music, Recreation Center, Inc., for the renovation of the interior and exterior of the existing recreational facility located at 1214

Liverpool Street, 21st Ward, City of Pittsburgh."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

**Mr. Robinson presented**

No. 2418. Report of the Committee on Supplies for December 13, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2296. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Electric Synchronous Motor, for the Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 2297. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Frequency Modulated Portable Radio Equipment, for the Department of Emergency Medical Services, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mrs. Masloff presented**

No. 2419. Report of the Committee on Parks and Recreation for December 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2290. A Resolution entitled, "Resolution repealing Resolution No. 295, effective April 15, 1977, entitled, 'Requesting that a senior citizen center be established in the Rebekah Home on McClure Avenue, 27th Ward.' "

Which was read.

Mr. Stone:

Mr. President, I think that I would be remiss if I did not point out that Council passed the bill for this particular location on April 15, 1977, one year and seven months later, we are now getting to the point of purchasing it. In addition, there are other funds there which will need to go in for remodeling. Taking the escalation cost as we have been using it, somewhere between 12% and 18%, over a two year period plus the delay time for the future, we can see that we have lost somewhere between 24% to 30% of the money because we have waited so long for such a worthy project.

Also,

Bill No. 2291. A Resolution entitled, Resolution providing for the purchase from I.O.O.F. of Western Pennsylvania for use as a Senior Citizen Facility and/or Multi-Service Center and other public purposes (in lieu of condemnation) of certain property at 3515 McClure Avenue, 27th Ward, known as the Rebakah Home, designated as Block 75-H, Lot 12 and Block 75-D, Lot 76, for $135,000.00, plus proper closing expenses and providing for a contract or contracts, agreement or agreements for design and construction of the renovation of the Rebekah Home and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2292. A Resolution entitled, "Resolution providing for an agreement or agreements with the Allegheny County Institution District in connection with the Federal Area Plan for Programs on Aging providing for payment and reimbursements to the City by the Allegheny County Institution District for expenditures in connection with the Senior Citizens Program; and providing for the deposit of funds."

Which was read.

Also,

Bill No. 2293. A Resolution entitled, "Resolution providing for a Lease or Leases and/or License or Licenses for use of certain property for Senior Citizens Centers in an amount not to exceed $70,000.00."

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Mr. Lally presented

No. 2420. Report of the Committee on Lands and Buildings for December 13, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2278. Resolution authorizing the sale of property in the 5th Ward on Kirkpatrick Street to The Rising Star

Baptist Church for the sum of $3,300.00. 10-K-Lot 179, 20 x 111.87, 10-K-Lot 180, 20 x 111.86, 10-K-Lot 181, 1 sty. brk. gar. on lot 40 x 111.87, 10-K-183 — 2, 2 sty. brk. hse.

Which was read.

Also,

Bill No. 2279. Resolution authorizing the sale of property in the 17th Ward being a vacant lot on Warrington Avenue between St. Thomas and Amanda Street to William Oxenreiter and Jean Oxenreiter, his wife, for the sum of $3,500.00, Block 14-C, Lot 218. Lot size 240 x avg. 120 x 228.

Which was read.

Also,

Bill No. 2280. Resolution authorizing the sale of property in the 17th Ward being vacant land on Huron and Shamokin Streets to Joseph W. Fritz and Catherine M. Fritz for the sum of $300.00. 13-A-226, size 17 x 100 x 22, 13-A-227, size 26.12 x 24.26.

Which was read.

Also,

Bill No. 2281. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on #16 Marne Way, designated as Block 4-N, Part of Lot 168, to Michael J. Dirling and Doris A. Dirling, his wife for the sum of $4,500.00.

Which was read.

Also,

Bill No. 2282. Resolution authorizing the sale of property in the 19th Ward being a 2½ story brick house on Marne Way, to Paul F. and Norma M. Roberts, his wife, for the sum of $4,000.00. Block 4-N, Lot Part 168.

Which was read.

Also,

Bill No. 2283. Resolution authorizing the sale of property in the 20th Ward being a 2 story frame house on 1314 Chartiers Avenue, Block 20-F, Lot 264, to Robert A. Bruno for the sum of $1,000.00.

Which was read.

Also,

Bill No. 2284. Resolution authorizing the sale of property in the 22nd Ward being a vacant lot on Butterfield Way, Block 23-K, Lot 385, to Lawrence Wolf for the sum of $150.00, lot size 16.67 x 45.

Which was read.

Also,

Bill No. 2285. Resolution authorizing the sale of property in the 25th Ward being a vacant lot in the rear of Buena Vista Street, Block 23-A, Lot 16 to Wallace Edwards and Leola M. Edwards, his wife, for the sum of $350.00. Lot size 33.5 x avg. 107.33 x 23.

Which was read.

Also,

Bill No. 2286. Resolution authorizing the sale of property in the 25th Ward being a vacant lot on Warren Street designated as Block 23-D, Lot 88, to Alexander M. Johnston for the sum of $350.00. Lot size 20 x 120.89.

Which was read.

Also,

Bill No. 2287. Resolution authorizing the sale of property in the 28th Ward being a 1 story brick house and integral garage at the rear of Straka Street No.

1430 designated as Block 41-F, Lot 211, to Robert T. Best and Phyllis J. Best, his wife, for the sum of $20,000.00.

Which was read.

The Chair:

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

Mrs. Masloff presented

No. 1479. Whereas, Section 9 of Ordinance No. 20, approved August 16, 1978, entitled: "An Ordinance Regulating Cable Communications in the City of Pittsburgh", provides for the establishment of a Pittsburgh Cable Communications Advisory Committtee (hereinafter "the Committee"), and

WHEREAS, Section 9 of Ordinance No. 20, approved August 16, 1978, states that "Council shall appoint eleven members to the "Committee".

NOW, THEREFORE

BE IT RESOLVED that the Council of the City of Pittsburgh hereby approves the appointment of the following members to the Pittsburgh Cable Communications Advisory Committee in accordance with the provisions set forth in Ordinance No. 20, approved August 16, 1978:

5 area members (as outlined on attached community area map) for a two (2) year term.

Area 1. Peter McMillen
500 Sampsonia Way
Pittsburgh, PA 15212

Area 2. Garland Macadoo
3125 Breckenridge Street
Pittsburgh, PA 15219

Area 3. Charles Schiffer
5112 Dearborn Street
Pittsburgh, PA 15224

Area 4. Hedda Sharapan
4478 Parade Street
Pittsburgh, PA 15207

Area 5. Bill Friedman
2396 Valera Avenue
Pittsburgh, PA 15210

6 at large members for a three (3) year term

1. Beverly E. Scott
427 N. Arlington Avenue
Pittsburgh, PA 15203

2. Sherman Wellons
120 Climax Street
Pittsburgh, PA 15210

3. Dr. William Uricchio
1402 Murray Avenue
Pittsburgh, PA 15217

4. Rev. Ronald P. Lengwin
3324 California Avenue
Pittsburgh, PA 15212

5. Dennis Shilobod
6301 Bartlett Street
Pittsburgh, PA 15217

6. James F. Gage
1239 Denniston Avenue
Pittsburgh, PA 15217

BE IT FURTHER RESOLVED that a special invitation be extended to Amy Ballinger, Laundry & Dry Cleaning International Union, Local #141, Carlton House, Grant Street, Pittsburgh PA 15219, to share assistance and expertise to the Committee.

Which was read.

**Mrs. Masloff** moved for adoption.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

**The Chair:**

The Committee is now in business Sophie, when will we get Cable TV?

**Mrs. Masloff:**

Tomorrow.

**Mr. Stone:**

Mr. President, if I may, I made some remarks last week that I thought were important and therefore, I think they should be in connection with the Committee report because we feel very strongly about that issue, I request that my remarks made last Monday be incorporated in the minutes with this appointment.

MR. STONE'S REMARKS FROM THE MEETING OF MONDAY, DECEMBER 11, 1978:

**Mr. Stone:**

Mr. President, if I may, I've been reading the newspapers of general circulation in this City recently in the last week or so, and I'm disheartened to learn that certain former city personnel are involved in the future of our Cable TV Program . . . I'm disturbed because of the fact that this Council has been working for some time and the citizens of the City of Pittsburgh have been waiting for some time for Cable TV. Heretofore, at least, there has been an effort by Mrs. Masloff and her predecessor, Amy Ballinger, to keep completely out of this thing, any political overtones of any kind and to let it pass on its merits. But, I am disturbed as has been happening now, we are now reaching the bidding moment, when bidding should be determined on the merits of the technical proposal. We have the perspective bidders all who now are beginning to "hire" legal staffs made up of for instance, one who has been out of the legal business for so long, I don't know the value he will be in that instance, the other one who just became a lawyer, and I question whether he has yet obtained the legal expertise to handle the matter . . . but it does very cogently show that the perspective bidders are going to bid, not so much on the technical proposal, but rather on their legal counsel that they are proposing to use. I am concerned because, since they have telegraphed to us this matter, it leaves me with a great deal of concern and now it looks much like a horse race in which you are not going to vote on the horse, but who is going to be the jockey.

I find this, for me, most regrettable and not a service to the City of Pittsburgh, nor in the best interests of Cable TV in the City of Pittsburgh and likewise, obviously, not to the benefit of those people who have waited so long, the perspective Cable TV viewers. I think this Council is going to have to exercise now, a great deal of additional concern, which heretofore I did not think was necessary, but if it is going to have personalities involved of this kind who are not there because of their merit, but rather because of some obvious influence that they might have, it doesn't just sit well for this City and I find it a dark hour in Cable TV in this City.

**The Chair** presented

No. 2422. WHEREAS, on January 20,

1979, pro-lifers everywhere will commemorate their disagreement with the Supreme Court Decision of 1973 which authorized abortion on demand; and

WHEREAS, local observances will be held in cities across the nation; and

WHEREAS, People concerned for the Unborn Child will spearhead a formation of organizations in a march and rally in Pittsburgh on Saturday, January 20, 1979,

NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of Pittsburgh recognizes the positive efforts of those responsible for the pro-life movement and their activities during Respect Life Week, January 20 through January 27, 1979.

Which was read.

**The Chair** moved for approval.

**Mr. Lally** seconded the motion.

Which motion prevailed.

**Michelle Madoff:**

Mr. President, I would like to state my opposition to this bill. Certainly, I do not support abortion on demand, I have a nineteen year old daughter and I certainly wouldn't advocate abortions as a form of birth control. On the other hand, I believe in the right to choose, I don't think this is a matter that should even be addressed by Council, I therefore vote no.

**The Chair:**

Well, I don't think this is a matter of approving or disapproving, it is just a matter of recognizing that they are going to be demonstrating that week.

**Mr. Stone:**

Mr. President, if I may, a bit of information for all members of Council.

I know we are coming into the holiday, we started this budget one week later than usual, and as you all know, Christmas is on Monday, and we are going to have to get the budget in order so that they can print it next week. All members of Council, this week, I would like for you to check with Mike and keep your Saturday and Sunday mornings open. We may be needing you this week in order to close some of the things that are necessary.

**Mr. Lally:**

Saturday and Sunday you said?

**Mr. Stone:**

Well, tentatively, at this point.

**Mr. Lally:**

When is your Christmas?

**Mr. Stone:**

The seventh, and I'm willing to be here then too.

**Mr. Lally:**

Saturday is fine, Bob, I can agree with you, but Sunday is Christmas Eve.

**The Chair:**

As long as it doesn't interfere with the Steeler game.

**Mr. Stone:**

I'm serious, let me say this much, I realize the burden and I'm just trying . . . if we can get as much done as possible, that is why I am asking for the flexibility, to at least get it on the computer.

**The Chair:**

Mr. Stone, we would have to meet at least on Saturday so we can avoid Sunday.

**Mr. Stone:**

We have to get it on the computer, after we get it on the computer it has to be right. Then we have to print so that we can prepare it and present it next Friday or maybe Saturday, the last day. It depends on how involved the thing gets, this depends on where it is.

If everyone cooperates, we should be able to finish in time. If we have much ripping up and tearing apart and differences, it may take longer.

Mr. Lally moved to approve the minutes of Monday, December 4, 1978.

Mr. Givens seconded the motion.

Which motion prevailed.

Mr. Robinson moved that the meeting be adjourned and reconvene on Tuesday, December 26, 1978 at 2:00 o'clock, P.M.

Mr. Stone seconded the motion.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Tuesday, December 26, 1978 No. 50



## ONE HUNDRED TWENTIETH COUNCIL

**EUGENE P. DePASQUALE ____ President**
**MICHAEL A. PERRY _____ City Clerk**
**WILLIAM F. McCRAY __ Ass't City Clerk**

Pittsburgh, PA

Tuesday, December 26, 1978

PRESENT:

| | |
|---|---|
| **Mr. Bulls** | **Michelle Madoff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale (Pres't)** |

ABSENT:

**Mrs. Masloff**

The meeting was opened by the recitation of the pledge of allegiance to the flag of the United States of America.

I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

PRESENTATIONS

Mr. Coyne presented

No. 2423. Communication from John E. Ruff, Director of the Department of Public Works, requesting interim approval of payment of $16,325.00 for extra work in connection with Duquesne Incline Footbridge over West Carson Street, Controller's Contract No. 23790.

Which was read and referred to the Committee on Public Works.

Mr. Givens presented

No. 2424. An Ordinance amending the Zoning Ordinance No. 192, approved May 10, 1958, as amended, Zoning District Map Sheet Nos. 11 and 12 by changing from "R4" Multiple-Family Residence District to "R5" Multiple-Family Residence District all that certain property bounded by: North Craig Street; Baum Boulevard; Gold Way and Truro Way, 5th Ward.

Also

No. 2425. Resolution approving a Conditional Use under Section 2801-1-A-(10) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended to Rev. Leroy Robinson for authority to convert the existing structure located at 541 Paulson Avenue into a residence for senior citizens on property zoned "R4" Multiple-Family Residence District fronting on Paulson Avenue and Maxwell Way, identified as Lot Numbered 21, Block 124-P, in the Allegheny County Block and Lot System, 12th Ward.

Also

No. 2426. Resolution approving a Conditional Use under Section 2801-1-A-(27) of the Zoning Ordinance, No. 192, approved May 10, 1958, as amended, to William Damico, trading as Cliffside Cafe for expansion of the existing first floor restaurant by converting the second floor residential use to additional dining area for the restaurant, on property known as 1208 Grandview Avenue, zoned "S-A" Special District, Class "A", identified as Lot Numbered 6, Block 6-M in the Allegheny County Block and Lot System, 19th Ward.

Which were read and referred to the Committee on Planning, Housing and Development.

Mr. Lally presented

No. 2427. Resolution transferring the sum of $50,000.00 from Code Account 1362-2, Electric Current to Code Account 1361, Miscellaneous Services, Department of Lands and Buildings.

Which was read and referred to the Committee on Finance.

Mr. Lally moved to suspend Rule 8 by providing for consideration of the bill only until or after the 9th calendar day following the meeting in which the bill was introduced so the bill will be on the agenda this Wednesday.

Mr. Coyne seconded the motion.

Which motion prevailed.

Also

No. 2428. Resolution amending Resolution No. 1410, approved December 14, 1978, entitled "Resolution providing for a supplemental agreement with Westinghouse Broadcasting Company, Inc., in connection with it broadcasting tower and appurtenances, amending the agreement between the parties dated June 27, 1955, extending the term and increasing the annual rental" by clarifying Section 2 thereof to require major changes in the tower and equipment on the transmitter site.

Also

No. 2429. Resolution authorizing the sale of property in the 3rd Ward being a vacant lot on Overhill Street (now Heldman) Block 11-A, Lot 46, to Blossie L. Treadwell for the sum of $600.00. Lot size 30 x 100.

Also

No. 2430. Resolution authorizing the sale of property in the 10th Ward being a 2½ story frame house on #6636 Butler Street to Paul William Brozenich for the sum of $3,200.00. Block 121-A, Lot 43.

Also

No. 2431. Resolution authorizing the sale of property in the 14th Ward being a vacant lot on Mission Street, Block Saline Street Block 87-K, Lot 57, to Edward M. Goldston for the sum of $1,000.00. Lot size 35 x avg. 114.85 x 36.33.

Also

No. 2432. Resolution authorizing the sale of property in the 16th Ward being a vacant lot on Mission Street, Block 13-D, Lot 85, to Ignatius B. Solarczyk and Janet C. Solarczyk, his wife for the sum of $150.00.

Also

No. 2433. Resolution authorizing the sale of property in the 19th Ward being vacant land on Sweetbriar Street corner of Virginia & Meta Streets, Block 5-C, Lots 208, 210 and 212 to Kenneth W. Creech and Marlene R. Creech, his wife, for the sum of $1,400.00, Lot 208 — 60 x 100, Lot 210 — 40 x 100, Lot 212 — 40 x 100.

Also

No. 2434. Resolution authorizing the sale of property in the 20th Ward being vacant lots on Lakewood Avenue to Mary Street, Block 20-L, Lot 42, to Frank J. Ejzak and David Szczypinski, a partnership, for the sum of $2,000. Five lots 25 x 100 each.

Which were severally read and referred to the Committee on Lands and Buildings.

Michelle Madoff presented

No. 2435. Communication from John C. Miller, Director of the Department of Water, requesting permission for Director Miller and Asst. Supt. Edward Blair to attend EPA Seminar on Control of Organic Chemical Contaminants, Philadelphia, Pa., January 16-17, 1979, at a cost not to exceed $500.00, payable from Code Account 1701, Miscellaneous Services, Department of Water.

Which was read and referred to the Committee on Water.

Michelle Madoff for Mrs. Masloff presented

No. 2436. Resolution authorizing the issuance of a warrant in favor of Joseph B. Fay Company in the amount of $83,-168.70 in payment for work performed at Phipps Conservatory, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2437. Resolution providing for an Agreement or Agreements with the Allegheny County Institution District for payment and reimbursements to the City by the Allegheny County Institution District for renovation of Senior Citizens Centers.

Which was read and referred to the Committee on Parks and Recreation.

Mr. Robinson presented

No. 2438. Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Checksigner for the Department of Supplies, and for the payment thereof.

Which was read and referred to the Committee on Supplies.

Mr. Stone presented

No. 2439. Resolution providing for an agreement or agreements with The Urban Redevelopment Authority of the City of Pittsburgh for the use of data processing services of the City of Pittsburgh by said Authority and providing for payment by said Authority to City for such services.

Also

No. 2440. Communication from David L. Donahoe, City Treasurer, requesting permission to attend colloquia on new concepts and techniques for municipal bond market, New York, N.Y. January 11-12, 1979, at cost not to exceed $300.00 payable from Code Account 1063, Miscellaneous Services, Department of City Treasurer.

Also

No. 2441. Communication from Kenneth Fields, Budget and Research Officer, submitting signed Collective Bargaining Agreement between the City of Pittsburgh and the Service Employees International Union, Local 192-B, representing the City's School Crossing Guards.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES

Mr. Stone presented

No. 2442. Report of the Committee on Finance for December 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2314. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Morse, Gantverg and Hodge, Suite 419, The Bigelow, Pittsburgh, Pennsylvania 15219, in the amount of $1,466.50, in payment for transcription done by a stenographic reporter of Trial Boards, without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 2315. A Resolution entitled, "Resolution providing for the issuance of warrants in favor of the following members of the Department of Police for partial financial replacement for items damaged while on duty, and providing for the payment thereof."

Which was read.

Also,

Bill No. 2317. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of Independent Enterprises, Incorporated, in the amount of One Thousand Seven Hundred Sixty-One Dollars and Seventeen Cents ($1,761.17), in payment for Extra Work furnished for the benelt of the City in connection with the Sanitary Sewer Construction, Yankee-Mifflin Road, and providing for the payment thereof.

Which was read.

Also,

Bill No. 2318. A Resolution entitled, "Resolution authorizing the issuance of a warrant in favor of H. J. Schneider Construction, Incorporated in the amount of Ten Thousand One Hundred Ninety-Five Dollars and Five Cents ($10,195.05) in payment for "Additional Work" in connection with the reconstruction of a Sanitary Sewer on Remington Drive, furnished for the benefit of the City without previous authority of law; and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2319. A Resolution entitled, "Resolution transferring the amount of Fifteen Thousand ($15,000.00) Dollars from Code Account 1646, Repairs, to Code Account 1644, Supplies, both accounts within the Traffic Control Division, Department of Public Works."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2349. A Resolution entitled, "Resolution authorizing the Mayor to issue and the Controller to countersign a warrant in favor of Jurgen Schultz, Catskill Game Farm in the amount of $8,500 in payment for one female, young adult Dromedary Camel; one female, young adult, Grant's Zebra; and one male, young adult Zebu, to be delivered to the Pittsburgh Zoo, to include all shipping and delivery charges, without previous authority of law, and providing for the payment thereof."

Which was read.

Also,

Bill No. 2353. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of John L. and Anna Marie Brickley in the sum of $1,850.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2354. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Stanley W. Arnheim in the sum of $708.05 in settlement of claim for damage and providing for payment thereof."

Which was read.

**Mr. Givens:**

Mr. President, if I'm not mistaken, that is $708.05 to Stanley Arnheim for settlement of a claim for damage from tree root damage to the sidewalk. I know the City is responsible for any trees that are out there. They plant them and it is their property, people have to maintain their sidewalks. If they can come in to City Government and say that this tree is uprooting my sidewalk and the City is responsible for going out there and fixing that sidewalk for one person to the tune of $708.05, I can walk down my street or just about any residential street in this City and find sidewalks being uprooted. Yet, if I were to fall on that particular sidewalk, I could then sue the people who own that particular home. This is very serious and we could get a flood of these particular type of things coming in . . . You can see the cost here, $708.05. My suggestion would be to the City Law Department . . .

**The Chair:**

I think there is a little more here than what you are reading, because as you say, this would be pretty city-wide and they don't just pay those expenses that easily. I know other people have come in and said, "your tree uprooted my sidewalk" and nothing happened, they have even gone to court and couldn't win. So, there probably was some sort of statement on the part of our people where in taking it out probably did some damage. I doubt if it was just a tree itself and the roots uprooting the sidewalk.

**Mr. Givens:**

Well, this is my exact question, if people can in fact, do this, we went through our budget which indicated that we were cutting down on a lot of tree pruners and other jobs and people who are cutting down trees in the Forestry Department and I so mentioned that this was a safety hazard . . . there are many trees that are out there that should come down.

**Mr. Stone:**

Dick, it depends on the kind of tree, it could be those that are causing root problems.

**Mr. Givens:**

Well, my only question concerns, maybe that our Legal Department might be able to write up some type of language to say "if that tree in front of your particular home is beginning to uproot your sidewalk, then you should so declare that you want that tree to come down". Most people would like to see that tree remain in front of their house because of the shade they get from it, etcetra. There are some people who do not. It is up to the Forestry Department to make a decision as to whether that tree should come down or not. I've had some people call me and say that they wanted that tree to come down the Forestry Department went out there and said its a healthy tree. Yet, these are elderly people and the leaves are going into their gutters and they could not get up there and keep on cleaning the leaves out of their gutters.

**The Chair:**

Well, I've found in most cases they will prune them.

**Mr. Givens:**

Well, I just bring it up as a point, our Legal Department ought to look into this and I would like to recommit this bill until I can get a legal opinion on it.

**Mr. Perry:**

Our Legal Department checks on all these claims, in fact this is one . . .

**The Chair:**

They are the ones who made the decision to pay.

**Mr. Givens:**

As I said, Mike, within my own neighborhood walking up my street I could get 10 or 15 customers who could put a suit against the City because their sidewalks are being uprooted by trees that are planted out in front of their homes that they are responsible for.

**Mr. Stone:**

Dick, I think you are overlooking a point. In this consideration, we can't limit our liability. The law provides something for which we are liable, and in this instance the City was liable, the Law Department has reviewed it and they say under that limitation we have watched that the damages don't exceed where they are. That is where that settlement is. But, there is in front of it a legal liability that we cannot get away from, so we are liable in that instance under those facts.

Now, what you are indicating, whether there might be other lawsuits, based on the same liability factor, yes, but I think you have to watch that.

**Mr. Givens:**

I would still make a motion to recommit this particular bill until I get a reading from the Law Department. I think it is very serious if we get a flood of people coming in asking for this and you can see what just this one sidewalk is going to cost us, this could be very snowballing.

May I get a second on my motion?

**Michelle Madoff** seconded the motion.

Which motion prevailed.

Also,

Bill No. 2355. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Edward W. Thomas, Jr. in the sum of $621.43 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2356. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Alessio and Luigi Spinabelli in the sum of $1,542.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

**Michelle Madoff:**

Mr. President, I would respectfully like to recommit this bill. I have not brought in my agenda item sheet, but I believe when I looked at what was written on the agenda item I assumed it was an automobile accident of some sort. The bill does not state what did transpire, now it is a break between the main and the sewer line and I want to check that out as to who is responsible whether the Water Department should have done it . . . what I am saying is that on the agenda item I would not have had an inclination that it needed further research or investigation and I would like the opportunity to look further into this matter.

**Mr. Lally** seconded the motion.

Which motion prevailed.

Also,

Bill No. 2357. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Duquesne Light Company in the sum of $534.94 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2358. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Frank J. Stotts in the sum of $602.67 in settlement of claim for damage and providing for payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2359. A Resolution entitled, "Resolution authorizing the Mayor and/or City Treasurer to enter into an agreement with a designated city depository to serve as trustee for the Pittsburgh Pension Trust Fund; providing for the transfer of certain city assets to the fund and, further for the establishment of a code account designated Pension Trust Fund Clearing Account."

Which was read.

Also,

Bill No. 2371. A Resolution entitled, "Resolution transferring $3,000.00 from Code Account No. 42, Contingent Fund to Code Account 1027-3, Miscellaneous Services, Housing Clinic."

Which was read.

Also,

Bill No. 2410. A Resolution entitled, "Resolution providing for a contract or contracts with Vision Service Plan of Pennsylvania for a vision care benefit plan for all uniformed members of the Department of Fire."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of he votes of Council being in the affirmative, the bills passed finally.

**Mr. Coyne presented**

No. 2443. Report of the Committee on Public Works for December 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2320. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the inspection of various City Bridges (PW 78-08), providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

Also,

Bill No. 2321. A Resolution entitled, "Resolution amending Resolution No. 1249, approved October 31, 1978, effective November 3, 1978, entitled, 'A Resolution providing for a Contract or Contracts for the replacement of the Herron Avenue Bridge, PW 78-13; and providing for the payment of costs thereof', by including a provision for decreasing the maximum authorized amount from $2,577,000.00 to $2,247,000.00; and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2322. A Resolution entitled, "Resolution further amending Exhibit 1 of Resolution No. 1350, effective January 1, 1978, as amended by Resolution No. 599, effective June 7, 1978, as amended by Resolution No. 977, effective August 31, 1978, as amended by Resolution No. 1254, effective November 3, 1978, entitled, 'Resolution adopting the 1978 Capital Budget; allocatng and setting aside funds in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds'; by creating an additional line item, PW 78-32; Enfield Street Sewer."

Which was read.

Also,

Bill No. 2323. A Resolution entitled, "Resolution providing for a Contract or Contracts for the reconstruction of the Enfield Street Sewer, PW 78-32; and pro-

viding for the payment of costs thereof."

Which was read.

Bill No. 2324. A Resolution entitled, "Resolution vacating Moffat Way from Chartiers Creek to Carbon Street, Gary Street from Chartiers Creek to a point 80.00 feet South of Carbon Street, Weirton Street from Bell Avenue to Chartiers Creek, Pringle Way from Chartiers Creek to a point 80.00 feet south of Carbon Street and Carbon Street from Moffat Way to Weirton Street in the Twenty-Eighth Ward of the City of Pittsburgh, excepting a sewer easement for the 15-inch sewer line in Moffat Way, the 39-inch sewer line in Pringle Way and the 30-inch sewer line in Weirton Street."

Which was read.

Also,

Bill No. 2325. A Resolution entitled, "Resolution vacating Likins Street from Madden Street to the City Line and Madden Street from Van Tine Street to the City Line in the Thirteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 2326. A Resolution entitled, "Resolution amending Section 2 of Resolution No. 1303, approved November 17, 1978, entitled, 'Vacating Symphony Lane from Sixth Street to a point 120.00 feet eastwardly therefrom in the Second Ward of the City of Pittsburgh, excepting and reserving an Easement for the 15-inch sewer line located therein."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Stone |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. DePasquale |
| | (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Givens presented**

No. 2444. Report of the Committee on Planning, Housing and Development for December 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2270. A Resolution entitled, "Resolution approving the Revised Proposal dated November, 1978, for Redevelopment Activities in portions of Redevelopment Area No. 31 — Crawford Roberts located in portions of the Second, Third and Fifth Wards of the City of Pittsburgh; approving modification No. 1 to the Redevelopment Area Plan; and making certain findings related thereto."

Which was read.

Also,

Bill No. 2271. A Resolution entitled, "Resolution providing for a Second Amendatory Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh amending the Crawford-Roberts Cooperation Agreement between the parties dated June 9, 1977, as amended by supplementing a portion thereof dealing with local matching share."

Which was read.

Also,

Bill No. 2272. A Resolution entitled, "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an 'Application for Financial Assistance' in the amount of $4,715,662 to the Pennsylvania Department of Community Affairs."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 2445. Report of the Committee on Supplies for December 20, 1978, transmitting one Ordinance and two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1921. An Ordinance entitled, "An Ordinance amending Ordinance No. 148, approved April 8, 1968 as amended by Ordinance No. 115, approved March 13, 1969, entitled, 'An Ordinance providing for the letting of contracts relating to affairs of the City of Pittsburgh and repealing certain prior ordinances' by altering the bid bond and performance bond requirements."

Which was read.

**Mr. Robinson:**

Mr. President, if I may, there seems to be some continuing confusion about Council Bill 1921, the item that is listed in the File of Council, Series 1978 has Council Bill 1921 listed as a bill dealing with increasing the amount making a seal bid procedure unnecessary for contracts relating to the City of Pittsburgh.

As I have attempted to explain on several occasions, Council Bill 1921 deals with changing the bonding procedure for the City of Pittsburgh. The Bill that the Clerk has, specifically speaks to that. Evidently, whoever prepared this agenda for us inadvertently listed a bill in here which has not yet been presented to Council. I just wanted to make sure that everyone understood what they vere voting on. It is not what is in front of you. Okay?

**Michelle Madoff:**

Bill, is this the bill again, that $2,000 being changed to the exemption of $25,000?

**Mr. Robinson:**

Yes. That is the one the City Clerk has.

**Michelle Madoff:**

That is what it is supposed to be.

**Mr. Robinson:**

Yes. The substitute was submitted last Wednesday.

**The Chair:**

Does that clear everyone's mind?

**Michelle Madoff:**

Then, this bill should be removed.

**Mr. Robinson:**

This is an entirely different thing, I don't know how this got in here.

**Mr. Stone:**

Maybe you ought to substitute it Mike, find it now.

Can you find it Bill?

**Mr. McCray:**

This is just the wrong file copy.

**Mr. Stone:**

Okay, but if you have the other we will substitute it now so we can keep going.

**Mr. Perry:**

I will have it after the meeting.

**Mr. Stone:**

Why don't you recommit it for Wednesday?

**Mr. Robinson:**

Well, let me understand the procedure, if the Clerk has, indeed the proper bill, and what we have in front of us is an error, isn't it appropriate to vote on what the Clerk actually has in front of him? Mr. Perry has the right bill.

I think we should vote on it.

**The Chair:**

There is some confusion, all members do not understand which bill is being voted on, you can't vote on something that is not being read to you.

**Mr. Stone:**

Why don't you recommit.

**Mr. Robinson** moved to recommit Bill No. 1921.

**Mr. Stone** seconded the motion.

Which motion prevailed.

Also,

Bill No. 2351. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Combination Tapping and Drilling Machine for the Department of Water, and for the payment thereof."

Which was read.

Also,

Bill No. 2352. A Resolution entitled, "Resolution providing for the letting of a contract or contracts for the furnishing and delivery of Aerofier for the Bureau of Grounds and Buildings, Department of Parks and Recreation, and for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Michelle Madoff presented**

No. 2446. Report of the Committee on Water for December 20, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2347. A Resolution entitled, "Resolution providing for the letting of a contract for the furnishing and delivery of van type vehicles for the Department of Water and for the payment thereof."

Which was read.

Also,

Bill No. 2348. A Resolution entitled, "Resolution repealing Resolution No. 1250, approved November 3, 1978, entitled, 'Resolution amending Resolution No. 532, approved May 22, 1978, entitled, 'Providing for the letting of a contract for the furnishing and delivery of Utility Vehicles for the Distribution Division, Department of Water and for the payment thereof', by increasing the appropriation by $1,000.00."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Michelle Madoff for Mrs. Masloff presented**

No. 2447. Report of the Committee on Parks and Recreation for December 20, 1978, transmitting one Resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2350. A Resolution entitled, "Resolution amending Resolution No. 986, effective August 31, 1978, entitled, 'Providing for a Contract or Contracts or the use of existing contracts for the reconstruction of Cowley Swimming Pool and providing for the payment of the cost thereof' by increasing the authorization."

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative the bill passed finally.

Mr. Lally presented

No. 2448. Report of the Committee on Lands and Buildings for December 20, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2334. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a professional Real Estate Appraiser or Appraisers for real estate appraisal services in connection with the purchase or sale of real property by the City for the calendar year of 1979 and providing for the payment thereof."

Which was read.

Also,

Bill No. 2335. A Resolution entitled, "Resolution providing for the renewal of the City-County Building Elevator Maintenance Contract, Controller's Contract No. 16044, and providing for payment thereof."

Which was read.

Also,

Bill No. 2336. A Resolution entitled, "Resolution providing for the renewal of the Public Safety Building Elevator Maintenance Contract, Controller's Contract No. 17651, and providing for the payment thereof."

Which was read.

Also,

Bill No. 2337. A Resolution entitled, "Resolution providing for the purchase from Raymond B. Novak and Donna G. Novak, his wife, for a public sewer easement, in lieu of condemnation, certain property at Keefe Street and McElhinney Avenue, in the 31st Ward of the City of Pittsburgh for One Thousand Eight Hundred and Fifty Dollars ($1,850.00) and providing for the payment thereof."

Which was read.

Also,

Bill No. 2338. A Resolution repealing Resolution No. 439, approved November 13, 1974 for the sale of property in the 5th Ward vacant lot on Alpena Street, Block 26-R-82 to Maston A. Nelson, Jr. for $475.00. Purchaser failed to comply with agreement to complete sale. Hand money of $110.00 to be forfeited.

Which was read.

Also,

Bill No. 2339. A Resolution authorizing the sale of property in the 4th Ward being vacant land on Ledge Way and Frazier Street, corner of Griffith Street to New Light Baptist Church, Rev. Russell Jefferson, Pastor for the sum of $450.00. Block 29-H, Lot 21, size 32.50 x 58.13, Block 29-H, Lot 22, size 32.5 x 120.

Which was read.

Also,

Bill No. 2340. A Resolution authorizing the sale of property in the 11th Ward being vacant land on N. St. Clair St. to

Jesse Liberto and Mary Liberto, his wife, for the sum of $400.00. Block 83-F, Lot 242, size 7.65 x 107.55.

Which was read.

Also,

Bill No. 2341. A Resolution authorizing the sale of property in the 20th Ward being ½ of a 2 sty. hse. on #39 Mansfield Avenue (now Noblestown Road), Block 19-H, Lot Pt. 191, to Alice R. Meredith for the sum of $650.00.

Which was read.

Also,

Bill No. 2342. A Resolution authorizing the sale of property in the 20th Ward being a ½ sty. hse. on #41 Mansfield Avenue (now Noblestown Road) to Robert Rivers for the sum of $650.00, designated as Block 19-H, Part of Lot 191.

Which was read.

Also,

Bill No. 2343. A Resolution authorizing the sale of property in the 24th Ward being vacant land on Voskamp Street to Robert McGrady for the sum of $1,000.00. Block 24-G, Lot 32, size 35 x 100.

Which was read.

Also,

Bill No. 2344. A Resolution authorizing the sale of property in the 24th Ward being vacant land on East Ohio Street to Troy Hill Road between Rialto and Public School to James C. Eastly, Jr. for the sum of $800.00. Lot 20.65 x 250 E. Ohio Street, Lot 20 x 195 Ohio Street to Rialto, both Block 24-H, Lot 104.

Which was read.

Also,

Bill No. 2345. A Resolution authorizing the sale of property in the 24th Ward being vacant land on Troy Hill Road to James C. Eastley, Jr. for the sum of $450.00. Block 24-H, Lot 38, 33 x 55, Block 24-H, Lot 40, 22 x 80.

Which was read.

Also,

Bill No. 2346. A Resolution authorizing the sale of property in the 29th Ward being a vacant lot on the Boulevard to Parallel Avenue to Richard T. Berdes and Dolores A. Berdes, his wife, for the sum of $150.00. Block 59-A, Lot 255, size 25.61 x avg. 189.73.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Stone:**

Mr. President, I would like to speak about the matter of Police Manpower, the minimum level of Police Manpower.

We set that minimum by Ordinance to be 1,500. We funded that total. The Mayor, last year, cut that total and has continued to cut it. He stated last year originally, that it was being cut, we weren't having any more classes because of some fiscal constraints. Later it changed because EMS was picking up some of the load, formerly, allegedly, that the police had carried on. The public has been gving us a lot of requests and complaints for manpower. We are at this time in our budget deliberations, analyzing whether or not, in view of the Mayor's reluctance and, in fact, intention not to increase, whether we just place idle monies there and tax the citizens to have idle money just lay.

I think this issue should be resolved once and for all, as to whether or not Council has the jurisdiction and the legal right to set the minimum standard of police manpower in this City and I believe we should also ascertain the question as to whether or not the Mayor can, without the consent of Council in view of an Ordinance, change or reduce that below that level. I do not believe that it need be anything that carries any maliciousness to it, I don't believe that it needs any exaggerated efforts on either side. I think the issue is a very clean one, I think each side ought to, in a very technical sense, put their best foot forward and expound their respected positions and that is the City Council expound the position that they have to set the minimum standards of manpower and that the Mayor must abide by it.

The Mayor's position, on the other hand, if he still feels that way, will be that we do not have that right. In view of the fact that Mayor Caliguiri joined, when he was on City Council, in that minimum standard of 1,500 policemen, it would appear to me that now is the right time to do it, I would therefore move that this isuue, that we hire legal counsel and institute legal action, purely for a constitutional interpretation as to whether or not City Council does or does not have the right to set the minimum police manpower level in the City of Pittsburgh for safety reasons.

**Mr. Robinson** seconded the motion.

**Mr. Lally:**

Mr. Chairman, did we not do this before . . . a couple of years ago when this first came up?

**The Chair:**

We did it with the firemen, Jim.

**Mr. Lally:**

Didn't we do it with the policemen?

**Mr. Stone:**

No.

**The Chair:**

We went to court with the firemen and they ruled that we had the right to set the manpower.

**Mr. Stone:**

That was before the Ordinance, though.

**Mr. Lally:**

No, Bob, I'm talking a couple of years ago when Councilman Lucchino was a member of Council and he at that time, advised us that it would be a bad deal to go there because we'd lose the case.

Am I referring to the same thing, do you remember?

**Mr. Stone:**

No, I think he was talking about the squads of the fire and the judge abstained our position there.

**The Chair:**

That was more or less in regards to the Table of Organization.

**Mr. Stone:**

My position is a very easy one, if we don't have the jurisdiction, we don't have the jurisdiction, but I think it ought to be determined whether we do or do not without continuing to engage in these mental gymnastics.

**Michelle Madoff:**

I would second that motion.

**The Chair:**

Bob, we went through this same thing with Skybus, I know I am quite familiar with it and I don't know how many other members of Council were here at the time, and even though we won in the courts, you might say, still, the Administration had the right to withhold permits and it was one of those things where you won and you lost.

Now, there again, the Mayor is saying he won't give you 1,500 police and no matter what the courts say, I wonder if we can really force his hand.

**Mr. Stone:**

No, he hasn't said that yet.

He is saying that he is not going to give the 14, what he is doing now is contesting the ordinance which he himself joined in with this City Council when he was a Councilman.

Now, when the court rules, since we don't have a legal interpretation, that the City Council has a right to set the minimum standard, and that is a court decision, then the question is whether he has a right to violate the law.

**Mr. Givens:**

Mr. President, you know I have always felt very strongly on the budget and the line items for the policemen that within I think, Section 208 of our Home Rule Charter, it very distinctly defines the responsibility for the safety of the people of the City of Pittsburgh being both inherited and both the Council and the Mayor . . . The Council and The Mayor . . . I wouldn't want to see a legal interpretation come down saying that Council does not have powers within this particular area. I think we definately do, I think this Council can use other restrictive means in order to bring pressure upon the Administration to get them to act accordingly if we feel it is in the safety of the people of the City of Pittsburgh.

If we get a court decision and the court decision says no, then we are completely wiped out of the picture. It is a first interpretation, it will be the first interpretation, I think, a strong one if we go to court on it, in regards to challenging the present Home Rule Charter.

If one item is challenged in that, I would say to a great degree, that whole Charter could be challenged to some degree, and open up a can of worms that I personally don't want to get involved in.

**Michelle Madoff:**

Mr. President, from my point of view, I see the issue simply as not one of challenging the decision of the Mayor, of Council, but a legal interpretation. I think it is important so that we can proceed in an orderly manner to know what rights Council has. Can we extend the amount of police, or can we not, and I understand the request is to get a legal opinion. Is that correct Mr. Stone?

**Mr. Stone:**

Correct.

**Michelle Madoff:**

Let's get one.

**The Chair:**

In my own humble opinion, I don't think we can set the amount, I think

our only role is to allocate the funds if the Mayor so requests that many police, or we do ourselves. If the Administration refuses to carry the order out, I don't know what we can do. I appreciate Mr. Stone's point that we should maybe get a legal decision on this. And I also appreciate yours, Mr. Givens, that it would open a whole can of worms in regard to the Home Rule Charter. But, it wouldn't be the first time the Home Rule Charter was questioned. But, not the entire Charter being questioned.

**Mr. Givens:**

As you can recall, on one of the budget issues, when the police was brought up. I indicated personally that I would not go for any increase in the Police Department, if in fact the Mayor would not sign a letter of intent to the City Council stating the date, times and places and the number of people who would be in there because year after year, with such a document, I felt if he would then renig on his agreement to this Council that then we would have something to go to court with. But, unless Council, if Council does not budget, and we go into court with an interpretation, I think the emphasis is going to be lessened and it is going to hurt our position if we in this Council say that we are going to fund the 1,500 policemen. We have not done that, the funding in the proposed 1979 Budget is for 1,400 and some officers and the rest are as needed. As needed money is not there.

**Mr. Stone:**

There is funding there, Dick.

**Mr. Givens:**

Within the Police Department?

**Mr. Stone:**

That is the reason I asked for that footnote which I think will cover it adequately.

Let me back up if I may and just try once more.

To believe that the Home Rule Charter gives you powers which in fact, you do not have, is worse. I think that it is not wrong to enter into issues to clarify and interpret what might seem to be, not clear. If in fact, Council does not have that power, they should not be led into any illusions that they do. I think it ought to be determined that they do or they do not. Instead of, as I have indicated, trying to find out ways that we can get around doing it so that we don't come to the very crystal clear cogent point, whether or not we do or do not have that power. I think that should be resolved in the long run it will save the City of Pittsburgh a great deal of money in fooling around. As it is right now, we need not have any masterful engagements here and need not have a lot of expenditure of monies, it is a real crystal clear, constitutional issue . . . does City Council, under the Home Rule Charter, have the right, as it states in there, to do it.

And, if you don't, you ought to know it. I think we would help the City of Pittsburgh by doing it and I think that without the other war on it I think it makes a difference and I strongly urge that this be done at this time.

**Michelle Madoff:**

Mr. President, I think that once this issue is resolved, and I would hope that it was done quickly as to what we are empowered or not empowered to do, there are more than one means of accomplishing a goal. Other cities have found it necessary simply because of fiscal problems where they just don't have the money in the budget to fund numbers of police to take other avenues such as putting a small mercantile tax on business people who want to have that . . . they go into private negotiations, they sign private contracts instead of the business owners hiring their own guards, they contract with the city, they have off duty policemen, there are many things that can be approached in solving a problem once we know what the problem is. I for one do not know whether legally we must have 1,500 police in an ordinance that was passed before I came to Council. There seems to be some cloud-

ing of the issue, and all I am saying is that I am not supporting any change or not going to get into the hassle of the difference of opinions that exist on Council as to how many police we should have and how we should have them and how they should be funded. It is not my intention to take on the opinion or the decision of the Mayor's staff, it is only, and I want it clearly understood, that we have a clear, defined decision on what that Ordinance meant . . . can we or can we not, or do we have the power to raise the number of the police or must we go with what is prescribed?

And, I think we ought to have a look into it at some point, the effect of having the . . .

**The Chair:**

I think you have made your point Michelle, we could kick this around forever, I think the only proper decision would come from the courts, however I don't think we want to take that drastic action. My feeling on the matter is that, when we first talked about hiring outside counsel to give us an opinion, we hoped an unbiased one, my opinion then was that we wouldn't get an unbiased one any more than the City Solicitor is giving the Mayor and has been for the last seven or eight years.

As I said one time before, nobody can always be right, and apparently, Flaherty and Caliguiri, as far as the City Solicitor is concerned, have always been right, and we have never been right. Since we have gone to outside counsel, each and every time we ask for an opinion, the opinion came back in favor of whatever we wanted. I am not saying that they did this just to satisfy us, but it strikes me as two wrongs don't make a right. Every time they give a decision, it favors us, every time the City Solicitor gives one it favors the Mayor. So, really, we are . . . wherever the twain shall meet . . . we are just not getting anywhere with it short of going to the courts. This is my only, even though I voted aye, I know we are going to get a decision saying we can do it.

**Michelle Madoff:**

Mr. President, do I understand you correctly that if we go to the City Solicitor you feel you will have . . .

**The Chair:**

If we go to the City Solicitor, he is going to rule we can't do it. We are talking about going to an outside counsel, hiring an outside counsel, and he is going to give a decision saying we can. So, then the alternative is to go to the courts. He is going to make an interpretation of the Charter to suit our purpose, and I don't mean this to slight Mr. Stone, I think he knows that, but this has happened every time we have gone to outside counsel, and every time we got an opinion from the Solicitor. So, really, we don't prove a point either way.

**Michelle Madoff:**

Did we ever get an opinion from the City Solicitor on this issue?

**The Chair:**

I don't know about this issue here, but ever since I've been on Council, for seven years, there has never been one opinion handed down from the City Solicitor that went contrary to whatever the Mayor of the City of Pittsburgh wanted.

This is just the way it happens, it just seems that he is 100% right, the Mayor, and we are 100% wrong.

**Mr. Givens:**

Mr. President, if I might, what we are getting into here is a battle, in what the legal term is called a declaratory judgment. A declaratory judgment is when both parties, be it the City Council and that of the Executive Branch of Government, will go before a judge and ask to finalize this particular case. That is why I asked for a weeks stay or a two week's stay or whatever the case may be. We

have never gotten an opinion to my knowledge, from an independent law firm in this City, as to what Council's position is, we have received one from our own Solicitor. I do not like to walk into any courtroom unprepared and I feel in this particular case, fellow Councilmen, until we can get legal counsel on this matter, I don't want to go into court and get declaratory judgment made against us, which will be binding and final in action, until I know I can win a case. Why should I go into court if I don't feel that I can win a particular case, I think this requires real extensive study. If they want it for this particular year's budget, put whatever you want to in that budget in order to give it the input that we need.

**The Chair:**

Mr. Givens, I think you have made your point.

**Mr. Givens:**

So, I put a motion on the floor, Mr. President . . .

**The Chair:**

It is not a motion, Mr. Stone would have to withdraw his original motion. His motion is already passed.

**Mr. Givens:**

Yes, I agree, and I put a motion . . .

**The Chair:**

Well, unless he withdraws his original motion, what sense does your motion make?

**Mr. Stone:**

I think that his request is incumbent to mine. I have indicated that we consult legal advice and if they indicate that our position is correct, then we proceed to court with it without any fooling around.

If the legal opinion we get is such that we don't have authority, then we should not be in court because we are told by our counsel that represents us that we don't have authority. That is all there.

**Michelle Madoff:**

Mr. Stone, point of clarification . . . getting a legal opinion does not necessarily mean we are going to court. Maybe the members of Council who feel that we would abide by the legal decision, that might just say that we can't have more police.

**The Chair:**

We had better clear the air on that or we would have to vote if we wanted to go to court.

**Mr. Stone:**

This Council has had some strong feelings about minimum manpower of this City. I don't think we should be constantly doing this or doing that, we either have the power or we don't have the power. I think we ought to get that interpreted.

**The Chair:**

I'm just agreeing with Michelle, that we are not bound to go to court.

**Mr. Givens:**

And I agreed to this, my vote was no, my vote for no, was the fact that I want to get information from our own legal counsel. Are we going to do this Bob?

**Mr. Stone:**

Yes. We are going to have to get an attorney to represent us. If he tells us we have no authority, you stop. If he tells us we have authority, then I think you go into court and resolve it.

**Michelle Madoff:**

Mr. Stone, what would you do if the City Solicitor said that the Council had the authority over the Mayor? We never got that opinion either.

**Mr. Coyne:**

You'd drop dead.

**Mr. Stone:**

Well, I think "Jeep" has kind of answered that one.

**Michelle Madoff:**

Yes, but I think protocol would call for at least asking for an opinion. At least we'd get their legal argument as to why we do or do not.

**Mr. Stone:**

I have no objection to that.

**Michelle Madoff:**

Mr. Stone, could we make that a motion that prior to going to an outside attorney we ask the City Solicitor for a legal opinion?

**Mr. Stone:**

No, I think you ought to ask both at the same time and resolve it. This issue has to be resolved and the time is now if you are going to do it.

**Mr. Lally:**

Mr. President, did we not receive a decision in regards to the firemen on the same question from our Solicitor, under the same Charter, or even under the old charter?

**The Chair:**

Are we talking about setting the limit of firemen, Jim?

**Mr. Lally:**

Yes.

**The Chair:**

The only action I recall with the firemen was that we went to court in regard to a table of organization . . .

**Mr. Lally:**

And we lost.

**The Chair:**

No, we won.

**Mr. Coyne:**

It was upheld through the courts.

**Mr. Stone:**

Judge Flaherty held it up.

**Mr. Givens:**

And, because the old charter and the new Charter both indicated . . .

**The Chair:**

It had nothing to do with the amount of firemen, it had to do with transfers and moving men around and what have you.

It had nothing to do with the maximum amount of firemen or the minimum amount. He is talking about us setting the maximum.

**Mr. Givens:**

The old charter and the new Charter so state that when the public safety is involved, both the Mayor and the Council have a responsibility there, it is a joint responsibility.

**The Chair:**

But we even got an arguement on maximum or minimum now, if we allocate funds for 1,500, then I say it is the maximum, but Bob says it is the minimum.

**Mr. Givens:**

If we want to have the 1,528 police officers, I am more than willing to go to court and fight for that particular . . .

**Mr. Lally:**

That is not what he is saying . . .

**Mr. Givens:**

I know, statutory level, I do not just want to go to court just to get an opinion as to who is right or who is wrong.

**Michelle Madoff:**

Point of clarification, Mr. President, we are budgeted in this coming budget for 1,400 police, and there are going to be no classes, and we lose 40 by attrition normally, so we have to have some funds to at least have one class going. Is that provided somewhere in the budget?

**The Chair:**

I don't know how you are going to get a decision within a week, and then say okay, based on that decision say we are going to allocate enough money for 1,500 people. We do have a month after the budget is approved to alter it.

**Mr. Givens:**

Mr. President, I would like to inject this one more thought in this process, that the Home Rule Charter of the City of Pittsburgh, although it was approved by this Councilmanic body, and by the Mayor, reluctantly Flaherty, at that particular time on some issues. That particular Home Rule Charter was voted on by all of the people, that this wasn't a legislative piece of action, that was voted on by all the people. I would hate to see that being changed by a judgmental factor coming down from the courts saying one is right and one is wrong.

**The Chair:**

I don't think it is a matter of change, I think it is a matter of interpretation. Some people interpret one way and we might interpret it another way. The Charter is rather clear in what it says, however, I get one interpretation from it and you get another. We are asking the courts to say which interpretation is correct.

**Mr. Givens:**

Then if you do that, the courts are going to give you an interpretation, right?

**The Chair:**

The court is then interpreting the Charter for us.

**Mr. Givens:**

They are interpreting the Charter which was voted on by the people and that Charter should not be changed unless the people want to vote it out, ask for a referendum on it.

**The Chair:**

They are not changing it, they are just giving an interpretation on it, nobody is going to change it, there is no way in the world that you can go back to the polls to change it, you saw that in Philadelphia, when Rizzo wanted to run for a third term. It wasn't a matter for the courts, it was a matter for the people to change their charter. That interpretation was clear, it limited the Mayor to two terms. He wanted to change to make it three terms or more. And, it went back to the polls and the voters turned him down. There is a difference between interpretation and changing.

**Michelle Madoff:**

Really, this whole issue is really off the issue. The issue is really not who has the legal authority, the issue is where are we going to get the money next year, it has not been put in the budget, it has been cut out of the budget to have even 1,400 police, I don't think there is enough money in the budget to provide for that when you have no money providing for classes.

**Mr. Stone:**

There is money in that fund.

**Michelle Madoff:**

For classes as well?

**Mr. Stone:**

There is money in that budget for that.

**Mr. Bulls:**

Mr. President, if I may say something in regards to the Police Department and the amount of police we are going to have . . . if you remember last week when the Mayor came in, he said that he felt that 1,400 policemen was enough. He also stated that he didn't see any need for any classes. So, I don't think we have to worry about it. That is what the Mayor said, it is in the record.

**Mr. Stone** moved to excuse Mrs. Masloff for absence from the meeting.

**Mr. Robinson** seconded the motion.

Which motion prevailed.

**Mr. Robinson** moved to approve the minutes of Monday, December 11, 1978.

**Mr. Stone** seconded the motion.

Which motion prevailed.

**Mr. Stone:**

Mr. President, prior to us leaving, I would like to announce that we will be at the table here for one matter on the budget, and then I would like to move to recess this meeting and meet again on Friday, December 29, 1978 at 10:15 A.M.

**Mr. Bulls** seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council recessed.

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Pittsburgh, PA

Friday, December 29, 1978

And the hour of recess having expired, Council reconvened and there were present:

| | |
|---|---|
| **Mr. Bulls** | **Mrs. Masloff** |
| **Mr. Coyne** | **Mr. Robinson** |
| **Mr. Givens** | **Mr. Stone** |
| **Mr. Lally** | **Mr. DePasquale** |
| **Michelle Madoff** | (Pres't) |

**Mr. Stone:**

I move to suspend Rule 8 for all Committees providing for the mailing of printed copies of all ordinances and resolutions to each member of Council at least 48 hours previous to their consideration by Council after the return of such papers from Committee.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

REPORTS OF COMMITTEES

**Mr. Stone** presented

No. 2449. Report of the Committee on

Finance for December 27, 1978, transmitting sundry Ordinances and Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2245. An Ordinance entitled, "An Ordinance imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1979, and ending December 31, 1979, and thereafter from year to year on a calendar year basis by residents of the City of Pittsburgh, and on the net profits earned durings aid periods from businesses, professions or other activities conducted by residents of the City of Pittsburgh, requiring the filing of declarations and returns, and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at its source; providing for the administration and enforcement of the ordinance; and imposing penalties for violation thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Stone:**

Relative to this bill, in a spirit of compromise, and for that reason only, I am joining in this so that we can get a budget. I am voting for it with that understanding.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

Mr. Givens
Mr. Lally
Michelle Madoff
Mrs. Masloff
Mr. Stone
Mr. DePasquale
(Pres't)

Noes:

Mr. Bulls
Mr. Coyne
Mr. Robinson

| | |
|---|---|
| Ayes | 6 |
| Noes | 3 |

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2247. An Ordinance entitled, "An Ordinance levying taxes upon all real property subject to taxation within the limits of the City of Pittsburgh for the fiscal year beginning January 1, 1979, and ending December 31, 1979, in the amount of Ninety-Nine and One-Half (99½) mills on land and Twenty-Four and Three Quarters (24¾) mills on buildings, and providing for the payment of such taxes." (AS AMENDED IN COMMITTEE)

Which was read.

Mr. Stone moved to amend Bill No. 2247 be deleting the amount of Ninety-Nine and One-Half (99½) mills on land and inserting in lieu thereof, the amount of Ninety-Seven and One-Half (97½) mills on land.

Mrs. Masloff seconded the motion.

Which motion pevailed.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Michelle Madoff |
| Mr. Coyne | Mrs. Masloff |
| Mr. Givens | Mr. Robinson |
| Mr. Lally | Mr. Stone |

Ayes 8 Noes one
(MR. DePASQUALE VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2248. An Ordinance entitled, "An Ordinance levying and assessing water rents for the fiscal year beginning January 1, 1979, and ending December 31, 1979."

Which was read.

**Mr. Stone** moved to amend Bill No. 2248 by adding to the title: "and thereafter from year to year on a calendar year basis."

**Mr. Coyne** seconded the motion.

Which motion prevailed.

**The Chair:**

Is there any discussion on the amendment?

**Michelle Madoff:**

Excuse me, before I vote, would you clarify that?

**Mr. Stone:**

What this is doing is making it perpetual if we don't change it. You set it for a year and what this is doing is that if you don't change it, it automatically goes for the next year. Which is the way most of the tax ordinances are handled.

**Michelle Madoff:**

But, if we want to amend the water bill . . .

**Mr. Stone:**

You can always amend it.

**Michelle Madoff:**

Duing the year?

**Mr. Stone:**

No, generally at this time you amend it. But, what this does is if you don't change it, it automatically continues into next year. It is a saving provision and it is meritorious not to be passed.

**Michelle Madoff:**

I'm sorry I need some clarification, it is my first time at budget, if as Chairman of the Water Committee I wanted to introduce a motion to change the water rates to be consistent at one uniform charge, you mean I'd have to do it now? Or would it have to had been done?

**Mr. Stone:**

It should have been done last week.

**Michelle Madoff:**

Well, it was not possible, and you know it wasn't possible, because many of us had been looking into it. I just got the response back this morning from Mr. Donahoe's office as to what impact it

would have. Is is possible at this hour to introduce it?

**Mr. Stone:**

No.

**Michelle Madoff:**

Is it possible during the year to amend it?

**Mr. Stone:**

I would think not.

**Michelle Madoff:**

Water rates are really not a tax in itself, I think they have another title.

**The Chair:**

Mr. Chairman, there is a 30 day grace period, could that be done during that time?

**Mr. Stone:**

I don't know how I can do this, you know, we can keep the budget open until next December 31st but somewhere it has to close. She asked that this matter of the rates be increased, it was discussed and it was found out that we didn't want to increase the rates at this time. How much more can you say?

**Michelle Madoff:**

The water issue never came up.

**Mr. Stone:**

Now, the only thing before us today, is one little paragraph which has been in all the other bills, but for some reason or another was not in this one . . . in order to have that saving factor, Mike has suggested, and I am picking it up, that it continue from year to year without dying if you fail to mention it.

**Mr. Robinson:**

While I share Mrs. Madoff's concerns about the water rate, and believe that they need to be adjusted, at this point I feel that perhaps a further study is in order. Hopefully next year we can do something, so I will vote yes on 2248.

**Michelle Madoff:**

Mr. Chairman, is it in order for me to request a legal opinion on amending Bill No. 2248 within the next week or so from the Legal Department?

**Mr. Stone:**

I have no objection if she wants to get a legal opinion next week.

That is already in the body of the bill, all we are doing is putting it in the title.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

| Ayes: | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MICHELLE MADOFF VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2354. A Resolution entitled, "Resolution authorizing issuance of a

warrant in favor of Stanley W. Arnheim in the sum of $708.05 in settlement of claim for property damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2356. A Resolution entitled, "Resolution authorizing issuance of a warrant in favor of Alessio and Luigi Spinabelli in the sum of $1,542.00 in settlement of claim for damage and providing for payment thereof."

Which was read.

Also,

Bill No. 2370. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of the International Business Machines Corporation, P. O. Box 3029, Pittsburgh, Pennsylvania, 15230, in the amount of $744.00 in payment for rental of equipment furnished for the benefit of the City; and providing for the payment thereof."

Which was read.

Also,

Bill No. 2383. A Resolution entitled, "Resolution providing for the issuance of a warrant in favor of James C. Eastley, Inc., in the amount of $14,685.40, in payment for the installation of a new steam heating boiler at Sixth Division headquarters building of the Department of Public Works, Bausman Street, and providing for the payment thereof."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And there being two-thirds of the votes of Council in the affirmative, the bills passed finally.

Also,

Bill No. 2411. A Resolution entitled, "Resolution providing for an agreement or agreements with Gates, McDonald and Company for professional services in connection with the administration of the City of Pittsburgh's liabilities under the Pennsylvania Unemployment Compensation Law."

Which was read.

Also,

Bill No. 2427. A Resolution entitled, "Resolution transferring the sum of $50,000.00 from Code Account 1362-2, Electric Current to Code Account 1361, Miscellaneous Services, Department of Lands and Buildings.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

Also,

No. 2450. Report of the Committee on Finance for December 29, 1978, transmitting one Ordinance and two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2257. A Resolution entitled, "Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1979."

Which was read.

Also,

Bill No. 2258. A Resolution entitled, "Resolution fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof."

Which was read.

Also,

Bill No. 2360. A Resolution entitled, "Resolution adopting the 1979 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds."

Which was read.

**The Chair:**

I will now request Mr. Stone to come to the podium to present his budget message.

**Mr. Stone:**

Thank you, if I may, Mr. President and Members of Council . . .

BUDGET MESSAGE
OF THE FINANCE CHAIRMAN

CITY COUNCIL —
CITY OF PITTSBURGH

1979 will be a year of reckoning for Pittsburgh. From here on in the years of big surpluses will be fewer in number. The years of relatively small tax increases will appear more infrequently. Instead, we as a city will have to begin to live with the realization that all the federal money, that in the past made our tax load lighter, is turning into a withering windfall.

Our Uncle Sam is no longer a rich relative and we're going to be expected to do it on our own.

Over the last decade, we grew psychologically and fiscally addicted to the notion of having someone else pay our bills. For example, millions of dollars of revenue sharing helped foot the costs of police and fire protection. The Comprehensive Employment Training Act, or CETA, was used to pay the salaries of many employees who actually did work that was in contradiction to the philos sophy of CETA. That philosophy was to provide training and experience to the hard to employ or to the vocationally under-employed. But we twisted the philosophy and used CETA funds to artificially keep our taxes low.

With a strong flow of federal funds to the city, it thus became easier to declare a surplus each year. We now know the surpluses were made up of equal parts of "prudent management" and federal monies. Granted waste was cut, but the fact remains — no federal monies, no surplus. We were thus intoxicated into believing conditions were as peaceful as life at the top of a rainbow. Now clouds are appearing. The federal funds are drying up. We've cut waste to the point where we've got to wonder if there's any more to cut. To make matters worse, inflation hits cities, too. Salaries, health costs, unemployment compensation, supplies and materials go up year after year.

If decreased federal monies and inflationary induced operating costs aren't enough to wake us up to the danger signs ahead, perhaps the mention of commonly practiced and accepted "municipal fiscal tricks" might further help to make the red light of danger clearer.

What I am referring to are the practices of first, using bond funds to pay for personnel who rightfully belong in the tax budget. Second, transferring Parking Authority surpluses to fund the city's tax budget. Third, juggling the state's contribution to the city police and firemen's pensions funds thereby reducing the city's share, resulting in a substantial increase in the false surplus game.

And finally, finding a new way to funnel still more federal funds into the operating budget.

Let's look at each of these.

Take bond funds for example. Each year the city goes out and borrows money at the prevailing interest rates to have funds for long term building projects.

However, we've grown accustomed to using some of the borrowed dollars to pay for the salaries of employees who should be paid out of our annual tax budget. To pay them out of bond money superficially deflates the cost of doing business each year — but only for the short run, because eventually the money that paid those salaries has to be paid back. When it is re-paid, though, it is done with the interest added on. To borrow monies to pay current salaries is expensive and unjustified.

Here's a second fiscal trick. Throughout the years, the city's Parking Authority is able to accumulate a surplus of funds through its operations. We've taken surplus fom the Authority and transferred it to our operating budget. That transfer helps keep taxes down, but it doesn't leave the necessary money to maintain and repair the Authority's garages — some of which are starting to crumble. Now, the Authority has to go out and borrow money, with interest added on, of course, to fix up what fell into a state of disrepair because we took the money designated for maintenance and used that money to balance our annual budget.

Now, the Parking Authority is in financial difficulty in tending to its own maintenance needs.

Then there are the city's police and fire pension funds. Each year we put money in the budget to meet our total current funding of those two funds. We make the appropriations, knowing full well, we'll never spend all the monies because of a state contribution. As a result, the money unspent (over $1 Million), due to the state's contribution, becomes a part of a perennial "false surplus".

A new fiscal trick has now been added to the repertoire. This year, just as we have done with CETA in the past, we are now taking monies from still another federal program called Community Development Block Grant Funds, and using the money in that program to pay for operating salaries.

With our growing dependence on revenue sharing, and CETA funds, and with our self-deceptive bag of fiscal tricks, we are now reaching the point when the ultimate question must be asked: is this city sitting on a fiscal time bomb?

I think we are, but fortunately for us, the bomb may have a long enough fuse for us to institute needed reforms. Our success will be dependent upon how quickly and how responsibly we act.

First and foremost, let us begin by ending the game of "false surpluses".

Also, this city over the next yew years must be prepared to assume more responsibility in funding its own operations.

In addition, government officials must begin to be even more responsible to their constituence — the citizens of Pittsburgh.

And, finally, let's not increase the city's debted obligation any more than is absolutely necessary.

While we are on the subject of debted obligations, it's more than proper to briefly discuss the fiscal health of the three city pension funds.

These pension funds are underfunded actuarially — by 333 Million Dollars.

It would be folly, to ignore our responsibilities on this issue. We must address this problem quickly.

Council, in future years, will fund fully its current contribution to the pension funds, regardless of the state contribution.

Council, will additionally, impress upon the Pension Board of this city the need to transfer all state contribuions to the unfunded portions of the pension funds. In this way we shall be paying our "total share" as we go along, and doing something constructive about reducing the unfunded pension funds yearly — in an amount in excess of 1 Million Dollars. In addition, the interest income from this money, would further reduce the liability.

When this is done, we would consequently receive a better bond rating in the market, and reduce in the future, our borrowing cost over many years.

Now, I'd like to turn to next year's budget.

When the Mayor presented his budget, he projected a $28.9 Million deficit. He was prepared to tax the citizens of the City of Pittsburgh to pay for that huge deficit.

Council cut the Mayor's spending plans by 5.7 Million. The cuts were accomplished without elimination of one job or program that is currently in the 1978 budget.

As an example, for the last five years, there's been at least a $750,000 year end surplus in the Parks Department because slotted jobs were left unfilled and budget requests were inflated. In fact, at the beginning of this year, even though the Department's budget proposal was pruned by $270,000, the "surplus" was still around $750,000. Cutting unspent funds like these in no way has meant cutting city services.

Also, by ascertaining more accurately the 1978 surplus and predicting 1979 revenues (based on this year's actual receipts) Council reduced the Mayor's anticipated deficit to $21.2 Million.

Council, therefore, has reduced the Mayor's proposed deficit by almost 25%.

Preferring to maintain the present level of the city's services, Council then had to devise a tax program to pay for even the reduced deficit of $21.2 Million.

The Mayor proposed a 1.5% increase in the wage tax, a 5% increase in the parking tax, a 1% hike in the deed

transfer and a 7 mill jump in the land tax. Council rejected most of the Mayor's plan.

The deed transfer increase was determined to be overly onerous to a buyer of property who would be saddled with paying the whole local tax of 2%.

The parking tax increase has one advantage: picking up funds from non-city residents. Council felt that advantage, however, was outweighed by "making a trip downtown" less inviting for everyone, which in turn stifles the further development of downtown business.

Council focused most of its attention on the wage and land taxes.

The logic of the wage tax proponents was that the tax would be placed on people most able to pay. But further analysis of the worker's present and prospective burden, under the Mayor's proposal, led those who were opposed to the wage tax, to feel that burden would be too heavy.

The wage earner, under the Mayor's plan, would be hit with the following:

1. 2.5% total tax to the city.
2. 1.0% to the School Board
3. 2.2% to the state
4. 6.1% for a Social Security contribution
5. A federal income tax

With all these taxes, a married person making $15,000, with no children would take home only $10,600, and if he had two children, he'd net only $10,900.

All of this burden, coupled with a Presidentially suggested maximum 7% wage increase, would mean a worker would take home less in '79 than in '78.

At this rate we'll "kill the goose that laid the golden egg". Care and concern obviously had to be exercised in this area.

That left the land tax.

The proponents of the land tax increase based their support in the following factors:

1. Land taxes have not been increased since 1969.
2. A tax increase on the land owned by the average worker was less burdensome than the suggested wage tax increase for that worker.
3. Land and building assessments are frozen and will not be increased in 1979.
4. Any building improvements will not be taxed because of various tax abatement programs.
5. Some critics of the land tax increase feel its "detrimental" to business, but the proponents counter by saying that aside from having no land tax increase since '69, businesses have not had a business privilege tax increase since that year either, in fact there has been a decrease.
6. Any land tax increase passed on to a tenant by a landlord should still be less than a tax on that tenant's wages, and, I might add that there is no law that requires a landlord to pass on the tax increase — but, there is some obligation, even for landlords, to join with the rest of us to pay for the increased cost of running our city.
7. A land tax provides a way of taxing non-city residents who happen to own land in the city.
8. Owners of vacant land would be encouraged to develop that land rather than permit it to lie idle.
9. Some people feel a land tax increase would be still another burden for senior citizens. An amended state law, however, has increased rent and real estate tax rebates up to $400 for a person making less that $9,000 per year.
10. Land taxes are collected in January giving the city the chance to gain interest on these funds thereby gaining additional revenue without additional taxes.

In order to meet the deficit of $28.9 Million proposed in the Mayor's budget, a 70 mill land tax increase would have been required. When Council cut the deficit to $21.2 Million, only 60 mills more would have been needed.

Council was divided on whether to fund the proposed deficit solely by a land tax increase or by a combination land tax/wage tax increase.

The matter was resolved — in a spirit of compromise. Wherein Council increased the wage tax by 1/4% and the necessary balance by a 48 mill increase on land.

Much of the new taxation and indeed a large portion of the city's budget provides for public safety. A brief review of Council's actions in that area is now appropriate.

By Ordinance, this Council mandated that the minimum level of police manpower be 1,500 policemen.

Although Council mandated a minimum level of 1,500 police officers, the Mayor has cut that figure to 1,400 and has indicated his intent not to increase that figure — even if Council provided the additional funding, in this Code Account. Therefore, full funding is not provided, in this Code Account.

If the Mayor, in fact, will increase his figure, Council will provide the necessary funds, from other Code Accounts.

In addition to meeting the short term requirements of passing a budget and a tax package, Council is taking additional steps to alleviate the taxpayer's plight.

Legislation will be introduced requiring landlords to report the names and addresses of all their tenants to the City Treasurer. Surprising as it may seem, there appears to be many people living in the city who are still unaware of their tax obligations to the city. This legislation is designed to remind them of their obligation and to save them from the greater liability of paying back taxes plus penalties and interest — when later discovered.

The goal of the legislation is to get everyone to pay his or her taxes. The end result being additional revenue without more taxes.

Furthermore, some improved bookkeeping practices can be started to save money. The city's inventory program is slipshod. It's extremely difficult, at times impossible, to know what kinds of and how much material, furniture, equipment, and other items are on hand. Frequently we buy things when there is no need to because an existing supply is already available. Requiring all Department heads to file quarterly and yearly inventories for their respective departments will be the goal of still more legislation.

Hopefully, legislation directed at determining accurate inventories will save more money.

The last step is that Council will be requested to send a fiscal tax force to Harrisburg to get legislation to expand the city's tax base. The only way we can begin to help ourselves and get financial independence again from the governmental bodies is to have the enabling legislation to fully do the job right here at home.

Finally, as Finance Chairman, I would like to make some personal comments. I have labeled this budget "The Band-Aid Budget". It's been patched together for another year. It addresses only short term problems. It doesn't speak to the long term needs and resources of the city.

We have to do that now. We have to take a long range view. 1980 and beyond will have even more serious problems. We have to begin immediately to look at these problems. We can't wait until November, 1979.

I hereby recommend that the City Council of the City of Pittsburgh adopt

the tax operating budget and I strongly urge the Mayor of the City of Pittsburgh to accept our recommendations and revisions and to approve the 1979 Budget.

Respectfully submitted,
December 29, 1978

ROBERT RADE STONE
Finance Chairman

**BACKGROUND ON THE CITY'S BUDGET PROCESS**

After the Mayor presents his proposed budget, the most important job Council has is to analyze, usually amend and eventually adopt a final budget.

That role shouldn't be taken lightly and Council doesn't take it that way. To do a creditable job in evaluating the Mayor's proposals Council undertook two "stages of review".

In Stage I, Council sits with the heads of each Department, Board and Commission in order to "take stock". This first review covered the years 1978 and prior years. We undertook a probing review to analyze previously announced goals for that period, to see whether or not we were able to fulfill those goals. Council's probing did much, to bring to light, more accurately, the City's actual financial status, and performance ability.

In Stage II Council, more informed and currently updated, again met with the heads of the Departments, Boards and Commissions and on this occasion, reviewed the projections and goals for 1979, but, more pointedly, looked at the City's ability to perform the newly announced goals, especially in light of some of the past inabilities.

Council in similar fashion, reviewed the Capital Budget and Community Development Block Grant Program.

This review gave Council an opportunity to engage in meaningful and constructive dialogue, exchange, input and, to make changes.

**Mr. Givens:**

Mr. President, I would like to make just a few comments on the budget message of the Finance Chairman. I feel some of these are his opinions, not totally the opinions of all the members of Council.

In one, "all the federal money that has in the past made our tax load lighter is turning into a withering windfall. Our Uncle Sam is no longer the rich relative and we are going to be expected to do it on our own" . . . you know, President Carter is to be in charge of the responsibility of the federal budget. But, at the same time, although he is trying to cut that back, I do not see him abandoning the city. One illustration of this is that when he was going to cut back on the CETA people, he is now going to restore the CETA people that we are going to lose. So, I don't see the federal government abandoning the cities. I think they are going to come in here and help us, if not, if the city goes, so goes the nation.

**The Chair:**

Mr. Givens, may I interrupt you a second, I don't think Mr. Stone was saying that he wouldn't take federal funds, or couldn't need them, it is just that in the future, we shouldn't depend too strongly upon them, because if they are not forthcoming, we have to use other methods as he well explained.

**Mr. Givens:**

But, what the federal government is doing for us is returning the federal tax dollars that we have been giving them, they are giving us that in return to the proportion that by our population and by the amount we give them from this City of Pittsburgh.

About two comments, very quickly, I have to appreciate that the Finance Committee and everyone involved did one hell of a job in preparing this total budget. I know they worked extremely hard. However, when I compare the City

of Pittsburgh with other cities when it comes down to the pension funds, I think we started to fund at least the new Municipal Pension Fund, and to some degree we started to fund the old Municipal Pension Fund this year, or at least taking the first steps. You know, you can't lay the burden of responsibility all on one particular Mayor and in one particular year. This has been accumulated over a number of years and everyone is responsible from day one up to the present day because of this situation. I'm glad that the Finance Chairman brought it to light, because this is a pressing problem because of our fiscal bonding that we must go through.

On page nine, where he iterates all the various taxes that are levied upon the people, I have to agree with this, federal income tax, there has been no additional income tax . . . what the federal government is trying to do is reduce that. And, they have reduced it for the year 1979, that is why they are reducing, in some cases, the contribution to the cities that they are receiving this money from. There has been no increase in business privilege tax, decrease was indicated in one case. But, might I point out that business privilege taxes and all various business taxes are based in many cases on the gross, so although the percentage was not increased, the gross has increased over the years.

I'd like to make one other comment on in regard to page eleven of Mr. Stone's speech . . . when we talk about the $400 rebate to the senior citizens . . . the senior citizens are people that in many cases need some guidance. I strongly urge that that $400, we take some action from this Council right here to get in the hands of all the senior citizens, that they can be identified. I think there are too many of them out there that cannot be identified, and that $400 is a rebate after one year. That is not in advance, that is after one year. These people must fill out these forms in order to get that rebate. I very seriously feel that many of them will be fuddled because of those forms, and as a result, will not submit them.

We asked for 1528 police officers, not just 1,500 . . . 28 are park police, I don't know if that was left out or not.

On page 13, at the top of the page, "legislation will be induced requiring the landlords to report the names and addresses of all their tenants to the City Treasurer" . . . I have to agree with Councilman Stone that not all of our taxes are being collected. However, in a bureaucratic sense of the word, make the landlord responsible for indicating what tenants are there . . . there are some landlords that are very small in this city. again, having only one or two people maybe living in their own house. How can you define landlord in this particular case. I don't think the city can even do it, or will have a very difficult time. I think there are other means of state income. If you have to pay an income, state income, there must be an address, and federal income, that should be explored a little bit more.

I thank you for the opportunity to make these comments, they are not made to be critical, but I feel the Finance Chairman has his responsibility but as nine individual councilmembers here, I feel there was some comment to be made on his particular message as Chairman.

Thank you.

**Michelle Madoff:**

Mr. Chairman, I think that once the Mayor has had a chance to review the amended budget, we may see another point of view and I think at that time many of us would prefer to comment on the general contents of Mr. Stone's statement, which I think in part, or in most part, is very well taken. However, as a new member of the Council, perhaps looking at it a little bit differently than people who have been here a greater length of time, I think it might be appropriate to relate a funny thing that happened here in Council one day . . . I was given sort of a course on line item budgeting, I didn't understand why we didn't have a contingency fund for things that have happened in the past such as riots or horrendous winters such as last year's, and I said, well I just got

my first lesson today in practical politics, and Mr. McGrady, as you know, corrected me and said, "No, your first lesson in practical politics is to get elected." So, it was my second lesson in practical politics.

It appears that when you have a line item budget, and the public will not accept a contingency fund, that it has been the practice of almost all cities who use a line item budget, to say, for example, "I'll just take something out of the air", say in personnel, a certain segment, you may say, "Well, we are going to need 12 people," but you budget for 13, and that gives you a cushion so that in the following year should you run into an emergency such as salt going up 25%, horrendous winter puts pressure on us such as 70 trucks not starting last year . . . trucks not being replaced during the previous administration when they cost $15,000, now they are $35,000, and as I said, 70 trucks not starting . . . I think those are areas that we have to think about. I am not convinced in my mind, I have stated so previously, that there was a lot of fat in the budget, and I think it has been an unrealistic cut, that the coming year will prove me to be right or wrong and I hope I am wrong.

I'd like to also comment on page five, "and finally let us not increase the city s debted obligation any more than is absolutely necessary", I think in the second month I was here, the issue of bonds came up, and I wanted to know why we were not using the money that was already set aside for projects and I was told by the Finance Chairman, as a matter of record, and I don't think he would deny it, that I don't understand that if we use this money that is even not encumbered, that we would then perhaps, not do the project that this money was set aside to perform . . . for that specific purpose. However, in the zero hour, if I understand our Chairman correctly and he can correct me if I'm wrong, I think there is some movement towards using the unencumbered . . . I think there was $40 Million, we now have something like $14 Million unencumbered to pay for projects that are presently able to be undertaken, while other projects are delayed through no fault of the city, it may be because of PennDot, or a zoning ordinance, so here we have a switch that I don't think we can lay at the hands of Council or at the Mayor, but I think, just as sort of an outsider, just saying, why don't we use the money we have, why go borrow more money and I was told that this is the way it is done. I think that there is no doubt in the minds of any member of Council that with the funds not coming next year from the federal government, greater cuts in CETA monies, countercyclical revenue sharing and all of the monies that the federal government and our President has indicated, even a further tightening of the belt, how do we address ourselves to the automatic increases, cost of living, increases in case of any emergency and I think that we are going to have to take a look at that.

My last comment, is that I think it would be terribly unfair to leave the impression that the Mayor has not attempted to do something about the business of getting an enabling act so that we can go out and tax those members of the community who use the city and do not pay, for example the $480,000 last year for paramedic services, 10% to 15% of the community who are serviced by the city paramedics do not live in the city. We could go over the same litany of the zoo, etc., and you have heard me illicitate on those previously. The Mayor, I understand has already organized to meet with the Legislatures in Harrisburg and I understand he will be inviting certain members of Council, or those who are interested to accompany him.

Thank you.

**The Chair:**

Not to be critical, I asked for comments, and I believe I got two speeches.

**Michelle Madoff:**

Well, I think it is fair that anybody who wishes to be heard be heard.

**The Chair:**

Absolutely.

**Mr. Bulls:**

Mr. Chairman, I won't make a speech, but, first of all, I would like to praise Councilman Stone for the hours he put in working on this budget Mr. Rush, Mr. Buckley, Mr. Martin, Mr. Albert, Mr. Perry and Mr. McCray.

I didn't mean to jump ahead of you, Bob, but I would also like to say that I believe, and I would like to be corrected if I am wrong, the function of a legislative body is to work on this budget independently of the Mayor, and I for one, and as long as I am sitting here, will see that each job that we do not intend to fill, be eliminated from the budget, especially when there is so much unemployment in the minority community.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Stone:**

Mr. President, may I before we leave this point, Mr. Bulls stole a little of my thunder, I think I would just like to complete it if I may, as Finance Chairman, I would like first and foremost, to thank all of the Councilpersons who participated in this budget, I would like to pay a special debt of gratitude to our budget staff, Mr. Bob Rush and Mr. Buckley, both of whom have gone many, many nights trying to provide information for this Council, and it did take its toll with Bob Rush ending up in the hospital. Mr. Buckley rose to that occasion and I thank him for that extraordinary duty. I thank Mr. Martin who came in to give us the needed assistance at the last moment.

Relative to the Capital Budgets, I would like to give a special thanks to Eddie Albert and to Mr. Martin who collectively have done, in my opinion, an excellent job. My debt of gratitude to the City Clerk, Mike Perry and Bill McCray, Anna Marie Lozer who has done all of the typing that was necessary here, Mr. Bob Murphy in the publication department, who under trying circumstances was able to work around those needs. Also, anyone else who has had anything to do with this budget. I thank them for their services.

**The Chair:**

Thank you Mr. Stone, I am sure that your sentiments are echoed by all of the rest of the members of Council, as Mr. Bulls so eloquently put it.

**Michelle Madoff:**

I think they should get a week's vacation with pay.

**Mr. Robinson:**

Who, the members of Council?

**Michelle Madoff:**

No, those on the budget staff who worked so hard, and Mr. Rush who is in the hospital now.

**The Chair:**

I appreciate what you have said, it makes me think that after putting in 30 years with the City of Pittsburgh I'm entitled to five weeks vacation, and the Home Rule Charter limited me to two.

**Mr. Coyne presented**

No. 2451. Report of the Committee on Public Works for December 27, 1978, transmitting two Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2372. A Resoluttion entitled, "Resolution setting aside and dedicating for public use for highway purposes Lot No. 18, as laid out in Joseph Goldbach, Sr. Plan of Lots as recorded in Allegheny County Plan Book Volume 18, Page 128, in the Sixteenth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 2373. A Resolution entitled, "Resolution providing for an Agreement or Agreements with a Consultant or Consultants for Professional Engineering Services in connection with the inspection and design of McArdle Roadway (PW 78-12; and PW 76-39); providing for the payment of costs thereof; and providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Givens presented**

No. 2452. Report of the Committee on Planning, Housing and Development for December 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2332. A Resolution entitled, "Resolution providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the 1979 Community Development Block Grant Program; providing for the execution of Grant Contracts and for the filing of other data; approving the 1979 Community Development Block Grant Program providing for required assurances; providing for execution of payment vouchers on Letter of Credit and for certification of authorized signatures; creating Special Trust Fund in connection with the Project; providing for the deposit of the funds in a bank account and providing for payment of expenses within categories." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2375. A Resolution entitled, "Resolution amending Resolution No. 860, approved August 4, 1978, entitled 'Providing for the execution of a cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1978 Community Development Block Grant Program, and providing for the payment of the cost thereof.' by reducing the amount provided for the Home Repair Loan and Grant Program." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Michelle Madoff:**

Mr. President, in regard to this bill, I have been contacted by a number of people who have some great concerns about what is happening with homes that have been rehabbed both by HUD and through URA, as you know, the news media carried some stories from those who may have seen it, of shoddy work that was done by URA and I find that I will not be able to vote for 2375, and I would like to have Mr. Steve George at a Post Agenda meeting as soon as convenient.

**Mr. Givens:**

I would like to make one comment, in regards to this matter, the fact that a couple of those people that you have seen, Michelle, on TV, I have personally dealt with, some of them have gone to the courts because of bad workmanship, and as a member on that particular Board, I will take this interest to the Board and ask for a complete and full investigation of all concerns. I think we are just seeing a surface of some people who have had real shoddy work done on their homes. I have seen them and I've been working with two of the four people who appeared on television. I don't think it is terminal, throughout the whole department, and many of these people take the advice of some of the people within the Urban Redevelopment Authority, and maybe that can be tightened up. I think it is encumbent upon the individual who takes the loan out to get their own company and not lean on the Urban Redevelopment Authority personnel to make recommendations.

**Michelle Madoff:**

Thank you for the support, and after the meeting, I would like to give you specific names of people who are in the leadership role of URA, a Mr. Gopel and others who I would like to have here to personally question them on comments that I have had from the people who have been disenchanted with the work that has been done. I would like to have the people here.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale (Pres't) |

Ayes 8 Noes one
(MICHELLE MADOFF VOTING NO)

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2376. A Resolution entitled, "Resolution amending Resolution No. 1267, as amended by Resolution No. 483 of 1978, as amended by Resolution No. 829 of 1978, as amended by Resolution No. 999 of 1978 entitled: 'Providing for the filing of an application by the City of Pittsburgh with the U. S. Department of Housing and Urban Development for a grant in connection with the Community Development Block Grant Program' so as to reallocate funds for the Department of Public Works and to add two additional projects and to reallocate funds in Housing Department Line Items." (AS AMENDED IN COMMITTEE)

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Mr. Givens:**

Mr. President, in regard to Bill No. 2376, which was introduced, apparently just two days ago, on the second page up at the top where they have some elimination of 1978 Capital Projects, numbers and names . . . Sandusky Street reconstruction and they have scratched it out to $110,000, I can't recall that, and the City-wide resurfacing from $650,000 to 170,000 . . . could someone enlighten me on what happened to those projects?

**Mr. Stone:**

That was brought in, we discussed . . .

**Mr. Coyne:**

I think that is the project where the hospital is being constructed, Allegheny General Hospital, is being reconstructed, and they are not ready to proceed with the resurfacing of the streets around there and the people in the community asked that the work in the street be delayed.

**The Chair:**

Mr. Givens is that satisfactory?

**Mr. Givens:**

Yes, Mr. Chairman.

Also,

Bill No. 2377. A Resolution entitled, "Resolution providing for Agreements with Hill District Citizens Development Corporation, Hill House Association, Inc., Pittsburgh Architects Workshop, Inc., Operation Better Block and one or more appraisers, for personal or professional services in connection with the House Sale '79 and providing for the payment of the cost thereof." (AS AMENDED IN COMMITTEE)

Which was read.

**Mr. Robinson:**

Mr. President, I request that my comments in regard to Bill No. 2377 at the meeting of Wednesday, December 27, 1978, be incorporated into the minutes of this meeting.

MR. ROBINSON'S REMARKS FROM THE MEETING OF WEDNESDAY, DECEMBER 27, 1978:

**Mr. Robinson:**

Mr. Chairman if I might. I had a chance to talk with him (Brophy) about this and I think he understands my concerns. He feels that he will get the cooperation and I would like to see it continued and I feel it is appropriate that the money be held for them in the anticipation that the program will be starting in the fall.

One other concern that I have is that maybe we ought to ask other organizations to fulfill the funds of the Hill House and the Hill District Citizens Development Corporation, either this spring or in the future.

On behalf of Councilman Bulls and I, we both are very much concerned of the persons who live in that community because they will be affected by future "great house sales" and I think we should give them an opportunity to participate and make their preferences. I think we can work out a procedure of some kind where those members can participate fully.

Also,

Bill No. 2378. A Resolution entitled, "Resolution amending Resolution No. 601, approved July 8, 1977, effective July 12, 1977, entitled, 'Providing for the filing of an Application in the Pennsylvania Department of Community Affairs for a Property Management and Maintenance Program and related authorizations."

Which was read.

Also,

Bill No. 2379. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and James Porter Rosenbloom t/d/b/a Racquetball One for the sale of Parcel 4D in the Twelfth Ward of the City of Pittsburgh."

Which was read.

Also,

Bill No. 2380. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jarrett R. Council and Jack R. Council for the sale of Parcel 71 in the Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 32."

Which was read.

Also,

Bill No. 2381. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Pauline Hodge for the sale of Parcel 46a in the Thirteenth Ward of the City of Pittsburgh in Redevelopment Area No. 19."

Which was read.

Also,

Bill No. 2382. A Resolution entitled, "Resolution approving a form of Contract for Disposition of Land by and between the Urban Redevelopment Authority of Pittsburgh and Larry Johnson for the sale of Parcel 108 in the Twenty-First Ward of the City of Pittsburgh in Redevelopment Area No. 27."

Which was read.

**The Chair:**

Is there any discussion on the bills?

**Mr. Stone:**

Mr. President, I would just like to make it very clear . . . relative to that Capital Bond Budget, we have passed it and it is understood that there will be some changes early in 1979.

**The Chair:**

Is there any further discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Robinson presented**

No. 2453. Report of the Committee on Supplies for December 27, 1978, transmitting one Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1921. An Ordinance entitled, "An Ordinance amending Ordinance No. 148, approved April 8, 1968 as amended by Ordinance No. 155, approved March 13, 1969, entitled, 'An Ordinance providing for the letting of contracts relating to affairs of the City of Pittsburgh and repealing certain prior ordinances', by altering the bid bond and performance bond requirements."

Which was read.

**The Chair:**

Is there any discussion on the bill?

**Michelle Madoff:**

Mr. Robinson, as you know, this bill relates mostly to purchases because there are warranties that go with purchases automatically and we don't pay for them until after we get the item, but I'd like to know whether that would apply to a service company who for example, that supplies linens, but never has more than $25,000, certainly of linens, many uniforms and so on to the County, they are also posting bonds. Would they also be exempt from the bond, do you know, or would we need a legal opinion on that?

**Mr. Robinson:**

As I understand it, it would cover any contracts that are now legally permissable and that if the amount is under $25,000, no bond would be required.

**Michelle Madoff:**

Let me get a point of clarification, let's say for the year it is $150,000, but at no one given time would they ever have more than $25,000, probably not even close to that, in uniforms with the city, would they still be required to post bond?

**Mr. Robinson:**

If the total amount of the contract is over $25,000 the answer is yes.

**Michelle Madoff:**

Do you think that could be amended?

**Mr. Robinson:**

For what purpose.

**Michelle Madoff:**

Well, since we are not getting more than say $10,000 at a time, why should they post a bond? If we'd get a legal opinion on that would you object?

**Mr. Robinson:**

As you know, this piece of legislation has created more problems than you can imagine. I don't think that this piece of legislation is appropriate to be amended. If someone wants to amend Ordinance No. 148 for some other specific reason, then I think that should be done, but I think to keep amending this particular piece of legislation is not helping the people we are trying to help.

**Michelle Madoff:**

Point well taken, I accept that. One point that I would like to add on this bill, as you know, both you and I were here for that hearing, and the Committee had met to discuss the issue and come forward with a recommendation, and the recommendation originally, was as you know, to go from $2,000 to $5,000 and it was changed to $25,000 which was much more reasonable and we discovered at that meeting that those people directly affected were never involved in the decision making process. I would hope in the future that Council would send a message along to the Administration that those people who are making . . . particularly minority bidders be included in the process and I think Mr. Robinson will concur with that.

**The Chair:**

Is there any further discussion on the bill?

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mrs. Masloff presented

No. 2454. Report of the Committee on Parks and Recreation for December 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2400. A Resolution entitled, "Resolution amending Resolution No. 1291, effective November 24, 1978, entitled: 'Authorizing the letting of a contract or contracts for a Tree Planting Program at various locations within the City of Pittsburgh, in an amount not to exceed $60,000.00, in the Department of Parks and Recreation' by increasing the authorization to $110,000.00."

Which was read.

Also,

Bill No. 2401. A Resolution entitled, "Resolution amending Resolution No. 474, effective June 8, 1977, entitled: 'Providing for the construction of the Abel-Long Playground and courts in Beechview in an amount not to exceed $170,000 in the Department of Parks and Recreation' by decreasing the authorization to $100,922.66."

Which was read.

Also,

Bill No. 2402. A Resolution entitled, "Resolution providing for an Agreement or Agreements with architects or engineers for professional services in connection with the design of various swimming pools and bathhouses in the Department of Parks and Recreation, and providing for the payment of the cost thereof."

Which was read.

Also,

Bill No. 2403. A Resolution entitled, "Resolution authorizing a Lease with Mercy Hospital for the use of property owned by the Mercy Hospital of Pittsburgh at the corner of Miltenberger and Locust Streets, at a cost not to exceed $480.00, chargeable to and payable from Code Account 1801, Miscellaneous Services in the Department of Parks and Recreation."

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

**Mr. Lally presented**

No. 2455. Report of the Committee on Lands and Buildings for December 27, 1978, transmitting sundry Resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2175. Resolution authorizing the sale of property in the 17th Ward being vacant land on Quarry Street to Frank L. Miller for the sum of $1,500.00. Block 14-H, Lot 142; sizes — 4 lots 20 x 100, lot 20 x 92.68; lot 20 x 77.19; lot 20 x 67.86; lot 20 x 49.53; Tri-lot 44.35 x 36.37 x 57.51.

Which was read.

Also,

Bill No. 2277. A Resolution entitled, "Resolution providing for a lease to Macedonia Baptist Church for a term of ten (10) years at an annual rental of $1.00 of certain property of the City of Pittsburgh located on Whiteside Road, 5th Ward, upon certain terms and conditions."

Which was read.

Also,

Bill No. 2384. A Resolution entitled, "Resolution granting a license to Duquesne Light Company for the installation of one pole and one anchor on City property fronting on Hallock Street, 19th Ward."

Also,

Bill No. 2385. Resolution amending Resolution No. 1374, approved 12/1/78 for property, 27th Ward on Flora Street to William C. Martin III and Louis M. Martin for the sum of $1,000.00, to correct spelling of name from Louis M. Martin to read "Louise M. Martin". All else in Resolution No. 1374 shall remain the same and in effect.

Which was read.

Also,

Bill No. 2386. Resolution amending Resolution No. 757, approved July 5, 1978 vacant land, 12th Ward on Joseph Street and Larimer to Kaiser Malloy and Cora Lee Malloy, his wife, by deleting the first

parcel in the description and changing the price of the remaining three parcels from $2,400.00 to $800.00. All else shall remain the same and in effect.

Which was read.

Also,

Bill No. 2387. Resolution amending Resolution No. 1370, approved December 1, 1978 for property in the 16th Ward on Stromberg Street to Joseph M. Lorkowski and Marlene F. Lorkowski, his wife, for the sum of $400.00, by correcting acquired from Lettie Hamilton to read "Letitia Hamilton". All else in Resolution No. 1370 shall remain the same and in effect.

Which was read.

Also,

Bill No. 2388. Resolution authorizing the sale of property in the 5th Ward being a lot on Elmore Street, Block 10-K, Lot 101, to Mildred B. Mance in Trust for Regina L. Mancè for the sum of $200.00. Block 10-K, Lot 101, 20 x 48.24.

Which was read.

Also,

Bill No. 2389. Resolution authorizing the sale of property in the 5th Ward being a 2 story brick house and a 1 story tile garage on 2347 Center Avenue, designated at Block 10-L, Lot 35, to Jerry Brown, for the sum of $900.00.

Which was read.

Also,

Bill No. 2390. Resolution authorizing the sale of property in the 15th Ward being vacant land on Clarion Street, Block 56-D, Lots 61, 62, 63, 64 and 65, to Mrs. Hazel B. Larkin for the sum of $500.00. All lots avg. 20 to 25 ft. x avg. 120 on Clarion Street.

Which was read.

Also,

Bill No. 2391. Resolution authorizing the sale of property in the 15th Ward being a 1 story frame house, Block 57-B, Lot 104, to Ernest A. Popp and Gladys E. Popp, his wife, for the sum of $800.00.

Which was read.

Also,

Bill No. 2392. Resolution authorizing the sale of property in the 15th Ward being vacant land on Ludlow Street, Block 55-S, Lot 160, to Joseph J. Mastriano for the sum of $240.00. Lot size 20 x 120.

Which was read.

Also,

Bill No. 2393. Resolution authorizing the sale of property in the 15th Ward being vacant land on Ludlow Street between Edington and Graphic Streets to Joseph J. Mastriano for the sum of $1,-920.00. All lots 20 x 120 each.

Which was read.

Also,

Bill No. 2394. Resolution authorizing the sale of property in the 19th Ward being a vacant lot on Edith Street Block 6-P, Lot 81, to Kenneth C. McFerron, Jr. and Marlene J. McFerron for the sum of $150.00. Lot size 20 x 100.

Which was read.

Also,

Bill No. 2395. Resolution authorizing the sale of property in the 19th Ward being vacant lots on Napoleon Street to Angelo M. Ricci and Anna Marie Ricci, his wife for the sum of $750.00. All lots 30 x 100 each.

Which was read.

Also,

Bill No. 2396. Resolution authorizing the sale of property in the 20th Ward being a 2 story frame house on 3143 W. Carson Street, Block 42-D, Lot 161, to Regis F. Devlin for the sum of $1,000.00.

Which was read.

Also,

Bill No. 2397. Resolution authorizing the sale of property in the 24th Ward being a vacant lot on Rostock Street, Block 24-A, Lot 18, to John F. Bradley, for the sum of $150.00. Lot size 30.15 x avg. 53.20.

Which was read.

Also,

Bill No. 2399. Resolution authorizing the sale of property in the 29th and 32nd Wards being vacant land on Fine Way, W. Warrington Avenue and Library Road to Thomas R. Williams and Catherine J. Williams, his wife, for the sum of $350.00. Block 60-E, Lot 7, 25 x avg. 11, on Fine Way, Blk. 60-E, Lot 7-A, 25 x 100 W. Warrington Avenue, Blk. 60-E, Lot 8, 25 x 100 W. Warrington Avenue, Lot 25 x 80 Library Road.

Which was read.

**The Chair:**

Is there any discussion on the bills?

And on the question, "Shall the bills pass finally?"

The ayes and noes were taken, agreeably to law, and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

Ayes 9 Noes none

And a majority of the votes of Council being in the affirmative, the bills passed finally.

MOTIONS AND RESOLUTIONS

**Mr. Robinson:**

I move that in accordance with Section 322 of the Home Rule Charter, publication of the effective date of legislation, I move that the effective date of all bills passed this week shall be December 31, 1978, with the exception of the following bills:

Bill No. 2245—Wage Tax Ordinance
Bill No. 2247—Real Estate Tax Ordinance
Bill No. 2248—Water Rents Ordinance
Bill No. 2257—1979 Appropriation Resolution
Bill No. 2258—1979 Salary Resolution
Bill No. 2360—1979 Capital Budget.

Their effective date shall be January 1, 1979.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

**Michelle Madoff:**

Mr. President, could we have clarification from Mike Perry, we had some difficulty getting the West Penn Water people here which would have affected us in perhaps our decision on Water earlier, alhough I just heard from the Treasurer's Office this morning. Do you know when they are coming, they couldn't come before the end of the year.

**Mr. Perry:**

We had them scheduled for the 13th and the President of West Penn Water Company wanted to appear here and he said to make it for the 27th, we had scheduled it for the 27th and then he called in and said he cannot make it until about the middle of January.

**Michelle Madoff:**

We don't have a firm date then?

**Mr. Perry:**

No, we don't.

**Michelle Madoff:**

We will have one shortly?

**Mr. Perry:**

I hope so.

**Mr. Robinson and Mr. Bulls presented**

Bill No. 2456. WHEREAS, the City of Pittsburgh through its Mayor and its Council are committed to better, decent, adequate housing for its residents; and

WHEREAS, the City of Pittsburgh has embarked upon an ambitious housing program and established a housing department; and

WHEREAS, the "Great House Sale" concept has been developed as one means of providing housing in our City; and

WHEREAS, providing housing for people who presently live in our neighborhoods, rehabilitated or new, is a priority for both Council and the Mayor

NOW, THEREFORE

BE IT RESOLVED, that this Council, on behalf of the citizens of the City of Pittsburgh does encourage and strongly recommend that all future "Great House Sales" and similar programs be developed with a specific component geared towards providing residents of the specific area affected with the first opportunity to purchase available housing.

Which was read.

**Mr. Robinson** moved for approval.

**Mr. Coyne** seconded the motion.

Which motion prevailed.

**Mr. Bulls:**

Mr. President, this is something that I have talked with Councilman Robinson about and I think this is something that this Council should address itself to. As I understand, on the "Great House Sale" on the North Side, one person on the North Side was able to buy a house. One person only was lucky enough to get a house, I think there should be some way in which the individuals who live in that area that they are having a "Great House Sale" should have the first crack at it. I think this Council should address itself to that.

**The Chair:**

I think that matter should be taken up with the Mayor's Office and we will do that.

**Michelle Madoff:**

I thought Mr. Brophy made a commitment to us that it would be done that way.

**Mr. Bulls:**

That is up in the air, I mean something that we can all read, and that is there, maybe in the form of an Ordinance.

**Michelle Madoff:**

Perhaps we might want to draft a res-

olution exactly the way you would want it, say that three quarters of the houses must have first shot, or all of them . . . have the first drawing right in the community. And then, if they are not sold, outsiders could have a chance at drawing on what is not sold. I would support that.

Mr. Stone:

Mr. President, I move to adjourn this meeting and meet again next Tuesday, January 2, 1979 at 2:00 o'clock, P.M.

Mr. Robinson seconded the motion.

Which motion prevailed.

And on motion of Mr. Stone

Council adjourned.

# Municipal Record

## Proceedings of the Council of the City of Pittsburgh

Vol. CXII Sunday, December 31, 1978 No. 51



## ONE HUNDRED TWENTIETH COUNCIL

EUGENE P. DePASQUALE ____ President
MICHAEL A. PERRY _____ City Clerk
WILLIAM F. McCRAY __ Ass't City Cleek

Pittsburgh, PA

Sunday, December 31, 1978

SPECIAL MEETING OF COUNCIL

PRESENT:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | Mr. DePasquale |
| Michelle Madoff | (Pres't) |

The meeting was opened by the recitation of the pledge of allegiance to the Flag of the United States of America.

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

The Chair:

There being a quorum present, before we start this unprecedented meeting, I would like to say to all members of Council that I wish you a Happy New Year.

Ladies and gentlemen, the purpose of the meeting, and there is only one purpose is to take action upon the Mayor's veto of our Budget. There will be a vote to either sustain or veto the Mayor's Budget, in whole. It won't be a line-item thing. We will vote either to go along with Mayor Caliguiri's veto, or override it.

There will be a discussion before taking a vote so that those of you who feel they would like to comment can do so prior to the vote.

Mr. Stone:

May I suggest you read the vetoes? You have on record what was vetoed.

The Chair presented

Bill No. 2457

December 30, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania

Subject: Bills 2245 and 2247
Earned Income and
Real Property Levies
dated December 29, 1978

Dear President and Members:

I am returning the enumerated bills which I disapprove and hereby veto. I urge Council to reconsider its action and adopt revenue measures more in keeping with my original proposal.

In developing my tax program I attempted to accomplish two objectives: 1) place the burden on those most able to pay through an increase in the earned income tax and 2) spread the burden to non-resident users of city services through an increase in the parking tax.

I specifically rejected placing the greatest share of the burden on property taxes believing it could impair our Renaissance II effort, which is designed to broaden the City's tax base to keep pace with inflationary pressures. Moreover, it would be an unconscionable burden to place on our property owners — especially our senior citizens many of whom are barely surviving on fixed incomes. I think by now we all realize that property ownership in no way reflects a person's ability to meet his or her own personal needs let alone to carry the tax load for municipal services. In the case of our senior citizens many have spent their entire lives building this city and accumulating one personal asset — their homes. For that reason alone I cannot, in good conscience, endorse the actions you have taken.

I wish to thank the members of Council who supported my position and attempted to strike a compromise in keeping with the objectives that I set forth. I urge the other members of Council to give this matter reconsideration.

Very truly yours,
RICHARD S. CALIGUIRI

RSC:fkn

Which was read, received and filed.

Also,

Bill No. 2245. An Ordinance entitled, "An Ordinance imposing a tax for general revenue purposes on salaries, wages, commissions and other compensation earned during the period beginning January 1, 1979, and ending December 31, 1979, and thereafter from year to year on a calendar year basis by residents of the City of Pittsburgh, and on the net profits earned during said periods from businesses, professions or other activities conducted by residents of the City of Pittsburgh, requiring the filing of declarations and returns, and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at its source; providing for the administration and enforcement of the ordinance; and imposing penalties for violation thereof."

Which was read.

Also,

Bill No. 2247. An Ordinance entitled, "An Ordinance levying taxes upon all real property subject to taxation within the limits of the City of Pittsburgh for the fiscal year beginning January 1, 1979, and ending December 31, 1979, in the amount of Ninety-Seven and One-Half (97½) mills on land and Twenty-Four and Three Quarters (24¾) mills on buildings, and providing for the payment of such taxes."

Which was read.

Also,

Bill No. 2458.

December 30, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania

Subject: Bill No. 2258
dated December 29, 1978
1979 Salary Resolution

Dear President and Members:

I am returning to you the attached Bill No. 2258 dated December 29, 1978 entitled

RESOLUTION — Fixing the number of officers and employees of the City of Pittsburgh and the rate of compensation thereof.

I have signed and approved the resolution except for certain salary increases which I disapprove and veto. These items have been indicated in the appropriate code accounts by a red marking.

I am vetoing these salary adjustments inasmuch as they are beyond those negotiated with the collective bargaining representative for these positions. Approving the adjustments could subject the City to an unfair labor practice charge and could damage the excellent relationship the City now enjoys with its collective bargaining representatives.

Very truly yours,
RICHARD S. CALIGUIRI

RSC:fkn

Which was read, received and filed.

Also,

Bill No. 2258. A Resolution entitled, "Resolution fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Which was read.

Also,

Bill No. 2459.

December 30, 1978

President and Members of Council
510 City-County Building
Pittsburgh, Pennsylvania

Subject: Bill No. 2360
dated December 29, 1978
Capital Budget
Resolution

Dear President and Members:

I am returning to you the attached Bill No. 2360 dated December 29, 1978 entitled

RESOLUTION — Adopting the 1979 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds.

I have signed and approved the resolution except a condition placed in Section 1 of the Resolution by City Council which I disapprove and veto. That item has been indicated in the Resolution by a red marking.

I am vetoing this provision inasmuch as the inclusion of a condition upon the adoption of a capital budget would be in contradiction to Article 5, Section 502 of the Home Rule Charter which mandates an annual balanced operating budget and an annual capital budget. To make the adoption of a capital budget contingent upon the sale of bonds or notes prior to April 1, 1979 would therefore be in violation of the Home Rule Charter.

Very truly yours,
RICHARD S. CALIGUIRI

RSC:fkn

Which was read, received and filed.

Also,

Bill No. 2360. A Resolution entitled, "Resolution adopting the 1979 Capital Budget; allocating and setting aside amounts in connection therewith; creating Capital Funds; transferring Bond Funds to said Capital Funds."

Which was read.

**The Chair:**

Is there any discussion on the vetoes?

**Mr. Stone:**

Mr. President, if I may, I believe its

no secret to the citizens of the City of Pittsburgh at this time that this Council had some strong feelings about different ways of taxing the citizens of the City of Pittsburgh to pay for funding this Budget.

This City Council, in a spirit of cooperation, did compromise because it is the best thing to do in the interest of all the citizens of the City of Pittsburgh. In view of that, a compromise provision was sent to the Mayor. The Mayor has chosen to veto that compromise position.

In view of that, I would therefore move that we override the Mayor on all vetoes.

**Mr. Coyne** seconded the motion.

**The Chair:**

The motion is made and seconded to override the Mayor's veto. Is there any discussion?

**Michelle Madoff:**

Mr. President, first of all, I think the spirit of cooperation that exists could still exist. I have spoken to the Mayor and know he has called every member of Council.

**Mr. Coyne:**

Mr. President, I would just like to state that if Mrs. Madoff is going to make her suggestions in debate, that it be accurate, for this is one member the Mayor has not called.

**Mr. Robinson:**

Nor me.

**Mr. Bulls:**

Me either.

**Michelle Madoff:**

I apologize. I made an assumption, not correct.

But, I think the important issue before we vote should be clearly understood . . . that is that by sustaining the Mayor's veto, in other words, going along with the Mayor's veto does not mean we're committed to the original budget that the Mayor presented. That is only a suggested budget. I have spoken to the Mayor, but I will speak for myself.

The Mayor informs me he would be very happy to sit down with all of the members of Council and further work out a better compromise. Now, I think that is very important, before we vote, that we understand that if we sustain the Mayor's veto, we're not committed to one and a half per cent on Wage Tax.

**The Chair:**

I believe everybody here is aware of that.

**Michelle Madoff:**

I was not aware of that because I spoke to Mike Perry and he was not aware.

**The Chair:**

We're going to start all over again. We're not voting in that respect, to accept the Mayor's proposal.

**Michelle Madoff:**

In line with that, I would like to point out that because of pressing time — for example, we did not have an opportunity to discuss other areas of taxation such as water tax. I am going to propose to Council, and I believe there is great support for it amongst other members of Council because they raised the issue long before I came to Council, to have our water rates uniform, standard across the board. That is, the largest users would not get a special rate. Something like a .09 increase. It would

not affect the small users. It would generate $1 Million in taxes. The message came from the Treasurer's Office just the other day.

I strongly urge this Council to sustain the Mayor's veto, if only from the point of cooperation. This City cannot survive if we are constantly fighting with the Administration. Let's sit down with the spirit, in 1979, with the spirit of working together. The Mayor is taking a gamble. We want to have one quarter of one per cent.

Let's see if we could sit down and work out something more in keeping with his meaningful compromise. I urge all of us not to take a hard, fast position and say we have compromised and we're not going to budge from that position. It doesn't mean we have to improve on the budget. It only means that by sustaining the veto, we have an opportunity to discuss it.

Let me point out another thing. Those of you who recall, at the end of last year, there were some movements to chastise some department heads and bills were not okayed for payment out of this year's budget. We're going into 1979 with a deficit in unpaid bills in automobile costs and in the Water Department for the purchase of chemicals ordered and not paid for and we go into next year, in November, and this escaped me in the line item budget and the snow we missed this year, if we get snow in October or November, we have to deal with it.

With respect to our affect on Public Safety, there are so many areas where we may or may not agree. I don't want anyone to say I'm the champion of the Mayor's Office but I ask that in good spirit we sit down and see if we can't amend it, in the spirit of compromise.

Certainly we could accept at least another quarter per cent on Wage Tax.

There has never been an opportunity to thow out another alternate proposition. I am not feeling well tonight and I made a special effort to be here. Please consider sustaining the veto, if only in the spirit of discussing it further.

**Mr. Robinson:**

Mr. President, not to prolong the proceedings here but to make a couple of quick comments. I have attempted to be consistent in my position, not only in taxing, but over the Mayor's recommendations to this Council. I was in favor of only the land tax and I still maintain that's the best way to proceed.

The compromise originally suggested, as I understand, was that this Council would proceed with the land tax only. Subsequent to that, another compromise was arranged which did involve the Wage Tax. At that point, I was against that Wage Tax and I am still against it, but I accept the compromise inasmuch as it does represent the majority of Council.

My Colleagues decided that this is an appropriate way to accomplish it and I left Friday saying I would support it, even though I have voiced my reservations about that being the proper way. I think that the majority did vote for the compromise, including Mrs. Madoff. I would support it and on that note, I would like to call for the question.

**Mr. Coyne:**

I would like a ruling from the parliamentarian as to a yes and no vote, as the question is presented to Council. I would like the President to raise the question.

**Mr. Stone:**

I made a motion to override the Mayor's veto which means if you want to override the Mayor's veto you will vote yes.

**Mr. Mulvihill:**

If the Chair states the question in

the manner Councilman Stone outlined, if you wish to override, you vote "aye;" if not, vote "nay".

**Mr. Bulls:**

Mr. President, before we vote, I would like to say one thing. I don't think anyone in this body was fighting the Mayor, as stated. I think we were voting our conscience, the way we think is best for the City of Pittsburgh; not fighting the Mayor.

**The Chair:**

We need six votes to override the Mayor's veto and we're voting on the entire budget.

**Mr. Stone:**

The issue is only one; to override the Mayor's veto.

**The Chair:**

If we sustain again, we go back to the board and start from day one. If we vote to override the Mayor's veto, then the budget is approved, by Council as passed Friday and will automatically become law.

Is there any further discussion on the vetoes?

And on the question, "Shall the Mayor's veto be overridden?"

The ayes and noes were taken agreeably to law and were:

Ayes:

| | |
|---|---|
| Mr. Bulls | Mrs. Masloff |
| Mr. Coyne | Mr. Robinson |
| Mr. Givens | Mr. Stone |
| Mr. Lally | |

Ayes 7 Noes two
(MICHELLE MADOFF AND MR. DePASQUALE VOTING NO)

And there being two-thirds of the votes of Council in the affirmative, the vetoes were overridden.

**Mr. DePasquale:**

I just have a short comment to make. These are trying times and I want to say I respect the judgment of my colleagues although I may not approve or go along. I said I was opposed to a land tax of any great size and I would be inconsistent if I changed. The vote is seven to two; automatically, the veto is overridden. However, I will add my vote to say, no.

And on motion of Mr. Stone

Council adjourned.